



**National Park Service  
U.S. Department of the Interior**

**Fort Stanwix  
National Monument**

112 East Park Street  
Rome, NY 13440

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

315-338-7730 phone  
315-334-5051 fax

Approved:

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 Stanwix National Monument. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

The full 36 CFR, Chapter 1 National Park Service, US Department of the Interior can be found at: [www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title36/36cfrv1\\_02.tpl](http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title36/36cfrv1_02.tpl)

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:

**FORT**

- The Fort is open annually from mid-April through the mid-December dependent upon the weather/staffing.

Spring Visiting Hours (April/May): Five days a week, 9:30am-4:30pm (Tue-Sat)

Summer Visiting Hours (June-Sept): Seven days a week, 9:30am-4:30pm (Mon-Sun)

Fall Visiting Hours (Oct-Dec): Five days a week, 9:30am-4:00pm (Tue-Sat)

\*The Fort is closed outside of this period for winter.

**VISITOR CENTER**

- The Marinus Willett Visitor Center is open annually mid-April through mid-December dependent upon the weather/staffing.

Spring Visiting Hours (April/May): Five days a week, 9:00am-5:00pm (Tue-Sat)

Summer Visiting Hours (June-Sept): Five days a week, 9:00am-5:00pm (Wed-Sun)

Fall Visiting Hours (Oct-Dec): Five days a week, 9:00am-5:00pm (Tue-Sat)

\*The Visitor Center is closed outside of this period for winter.

## ALL OTHER PARK AREAS

- Park grounds outside of the Fort and Visitor Center are open to the public daily 24 hours a day, 365 days a year.
- Check the park website for the most current operating schedule ([www.nps.gov/fost](http://www.nps.gov/fost)).
- Park hours of operation may be adjusted at the discretion of the superintendent for various reasons including but not limited to operational needs and requirements, visitor and employee safety, inclement weather, and special events and/or permits. Extended hours will only occur with approval by the superintendent.

### (a)(2) Temporary Closures, Restrictions and Public Use Limits

Closure Order – Portion of a Park Area: Under the authority provided to the Superintendent in 36 CFR [1.5], the follow park areas and facilities are closed, effective immediately, until further notice:

- [Willett Visitor Center-Winter Months \(Mid-December through Mid-April\)](#)
- [Fort-Winter Months \(Mid-December through Mid-April\)](#)

Public Use Limits: Pursuant to §1.5 (d) to implement a public use limit, the Superintendent may establish a permit, registration or reservation system:

- Occupancy limits for the Fort Stanwix seasonal visitor center (within the Fort/Gregg Barracks) is set at 125 people: 50 in the theater and 75 in the remainder of the building. Occupancy limits for the Park Visitor Center (Willett Center) is set at 200 people: 100 in the front lobby and 100 in the exhibit and staff support areas.

*Space is limited in these areas and the occupancy limits are necessary to ensure public safety, preserve park resources and promote the orderly management of the park.*

Annual Park Closures:

## HOLIDAYS

The Fort & Willett Center are closed on the following Federal Holidays for 2023:

*New Years Day, Martin Luther King Day, President's Day, Columbus/Indigenous Peoples' Day, Thanksgiving & Christmas*

## OTHER PARK CLOSURES

- Areas on top of Fort casemates, curtain walls and fraise, and inside embrasures are closed to the public.
- The use of park grounds, roads and bridges are closed to motor vehicle use (authorized vehicles only).
- The park grounds within the Fort are closed to the following activities:

- Picnicking, unless part of an interpretive program. See also 36 CFR § 2.11 of this document.
- Recreational sports and similar activities, including but not limited to Frisbee, kite flying, ball-playing, sunbathing etc.
- Bicycle riding. See also 36 CFR § 4.30 of this document.

These closures are subject to exception by permit and/or as part of an interpretive program.

*These closures were determined to be in the best interests of the park and are necessary for visitor safety and the proper management of the park. During the winter months, snow loads are often too great for safe movement within the park.*

#### Unmanned Aircraft

Launching, landing, or operating an unmanned aircraft from or on lands and waters administered by the National Park Service within the boundaries of Fort Stanwix National Monument is prohibited except as approved in writing by the superintendent.

#### Definition

The term “unmanned aircraft” means a device that is used or intended to be used for flight in the air without the possibility of direct human intervention from within or on the device and the associated operational elements and components that are required for the pilot or system operator in command to operate or control of the device (such as cameras, sensors, communications links). This term includes all types of devices that meet this definition (e.g., model airplanes, quadcopters, and drones) that are used for any purpose, including for recreation or commerce.

*The use of unmanned aircraft within the boundaries of Fort Stanwix National Monument has the potential to jeopardize public health and safety, protection of environmental or scenic values, protection of cultural and natural resources, disturb wildlife, create excessive noise, and interfere with visitor use activities and enjoyment of the park.*

Public Use Limits: Pursuant to §1.5 (d) to implement a public use limit, the Superintendent may establish a permit, registration, or reservation system:

Pursuant to § 1.5 (e) except in emergency situations, the public will be informed of closures, designations, and use or activity restrictions or conditions, visiting hours, public use limits, public use procedures, and the termination or relaxation of such.

#### **36 CFR § 1.6-PERMITS**

Pursuant to § 1.6 (a) the superintendent may issue a permit to authorize otherwise prohibited or restricted activity or impose a public use limit. The activity authorized by a permit shall be consistent with applicable legislation, federal regulations and administrative policies and based upon a determination that public health and safety, environmental or scenic values, natural or cultural resources, scientific research, implementation of management responsibilities, proper allocation and use of facilities, or the avoidance of conflict among visitor use activities will not be adversely impacted.

#### **36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT**

**(f) The following is a compilation of those activities for which a permit from the superintendent is required:**

- §1.5(d) The following activities related to Public Use Limits:
  - Unmanned Aircraft

- Exceptions to closures and limits
- §2.4(d) Carry a trap, or net.
- §2.5(a) Specimen collection (Take plant, fish, wildlife, rocks, or minerals)
- §2.10(a) Camping
- §2.12 Audio Disturbances:
  - (a)(2) Operating a chain saw in developed areas
  - (a)(3) Operation of any type of portable motor or engine, or device powered by a portable motor or engine in non-developed areas
  - (a)(4) Operation of a public address system in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51
- §2.17 Aircraft & Air Delivery:
  - (a)(3) Delivery or retrieval of a person or object by parachute, helicopter, or other airborne means
  - (c)(1) Removal of a downed aircraft
- §2.19 Winter Activities
  - Sledding, skiing, and snowboarding are prohibited on Fort slopes.
- §2.37 Soliciting or demanding gifts, money goods or services (Pursuant to the terms and conditions of a permit issued under §2.50, §2.51 or §2.52)
- §2.38 Explosives:
  - (a) Use, possess, store, transport explosives, blasting agents
  - (b) Use or possess fireworks
- §2.50(a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, weddings, parades, and similar events
- §2.51(a) Public assemblies, meetings, gatherings, demonstrations, religious services, and other public expressions of views (see §2.51, page 8 for permit exceptions).
- §2.52(c) Sale or distribution of printer matter (see §2.52, page 8/9 for permit exceptions).
- §2.60(b) Livestock use
- §2.61(a) Residing on federal lands
- §2.62 Memorialization:
  - (a) Erection of monuments (Requires approval from Regional Director)
  - (b) Scattering ashes from human cremation
- §5.1 Advertisements - (Display, posting or distribution.)
- §5.2(b) Sale of intoxicants on private lands.
- §5.3\*\* Engaging in or soliciting any business (Requires a permit, contract, or other written agreement with the United States, or must be pursuant to special regulations).
- §5.5 Commercial Filming/Photography:

- (a) Commercial filming of motion pictures or television involving the use of professional casts, settings, or crews, other than bona fide newsreel or news television
  - (b) Still photography of vehicles, or other articles of commerce or models for the purpose of commercial advertising.
- §5.6(c) Use of commercial vehicles on park area roads (The superintendent shall issue a permit to access private lands within or adjacent to the park when access is otherwise not available)
- §5.7 Construction of Buildings
  - \* Exceptions include: Law Enforcement, Emergency Medical Service and by permit.
  - \*\* Exceptions include: Eastern National Park and Monument Association Bookstore.

For additional permit information please contact the park special use permit coordinator.  
 By phone at 315-338-7730  
 Or visit ([www.nps.gov/fost](http://www.nps.gov/fost)) for permitting criteria.

### **36 CFR 1.7 Public Notice**

Any park closures/restricted use areas pursuant to (subsections 1.5 (a)(2)-Temporary Closures/Restricted Use) will be posted for public notice via;

- (1) Signs posted at conspicuous locations, such as visitor contact stations, normal points of entry and reasonable intervals along the of the affected park locale.
- (2) Other appropriate communication methods such as the use of electronic media, website, handouts, brochures etc. to convey the information.

## **GENERAL REGULATIONS**

### **36 CFR § 2.1-PRESERVATION OF NATURAL, CULTURAL AND ARCHAEOLOGICAL RESOURCES**

**(a)(1) Possessing, destroying, injuring, defacing, removing, digging, or disturbing from its natural state (without research permit):**

- (i) Living or dead wildlife or fish, or parts or products thereof, such as antlers or nests.
- (ii) Plants or the parts or products thereof.

**(a)(2) Introducing wildlife, fish, or plants, including their reproductive bodies, into a park area ecosystem.**

**(a)(4) Using or possessing wood gathered from within the park is prohibited, except:**

- As part of an interpretive program or event.

**(a)(6) Possessing, destroying, injuring, defacing, removing, digging, or disturbing a structure or its furnishings or fixtures, or other cultural or archeological resources is prohibited, except:**

- By Archeological Resource Preservation Act permit and Antiquities Act permit

**(a)(7) Possessing or using a mineral or metal detector, magnetometer, side scan sonar, other metal detecting device, or subbottom profiler is prohibited, except:**

- By National Park Service Research permit.

### **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:**

- Firearms are prohibited in federal facilities pursuant to 18 U.S.C. §930. A “federal facility” is defined as a “building or part thereof owned or leased by the federal government, where federal employees are regularly present for the purpose of performing their official duties.”
- Park visitors who can legally possess and carry handguns, shotguns and rifles per New York State law are authorized to do so on park property (exception “federal facilities”- Park Visitor Center, Park Maintenance Building and Rome Historical Society/Park Headquarters-2<sup>nd</sup> Floor). However, weapons cannot be used in the park except by employees, agents, or authorized personnel in the performance of their official duties.
- Traps and nets are not permitted because the park is closed to hunting.
- Historic weapons and/or period reproduction weapons, traps and nets may be carried possessed and/or used by appropriate staff members, volunteers or groups who are authorized by the park to participate in official historic weapon living history programs. These programs and activities will be regulated/managed by the park Black Powder Safety Officer.

### **36 CFR §2.10 – CAMPING and FOOD STORAGE**

**(a) The superintendent may require permits, designate sites or areas and establish conditions for camping.**

- Public camping is not permitted in the park except for interpretive programming, living history, special events or service projects sponsored by the park.

### **36 CFR §2.11 – PICNICKING**

Conditions for Picnicking:

- Cooking, grills, or use of fires are prohibited, except as part of an interpretive/living history program.

### **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 a non-developed 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-Special Events or § 2.51-Demonstrations.**

### **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:**

Established Conditions, Designated Areas and Receptacles for Fires:

- Fires are only allowed as part of an interpretive/living history program, special event, or service project. Fires must be contained within a fire pit/circle, sand platform or in fireplaces.

**36 CFR §2.15 – PETS**

**(a)(1) Possessing pets in public buildings, public transportation vehicles, swimming beaches or any structure or area closed to the possession of pets by the superintendent are prohibited, except:**

- Guide and service animals that assist humans with physical impairments.
- Park grounds outside the Fort and Visitor Center are open to pets if they are always restrained/leased.

**36 CFR §2.16 – HORSES and PACK ANIMALS**

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

- Horses and pack animals are prohibited from all park grounds except when used during law enforcement operations or interpretive/living history programming. In these exceptions, the animals must remain outside of the Fort.

**36 CFR §2.17 – AIRCRAFT and AIR DELIVERY**

**(a)(1) Operating or using aircraft on park lands are prohibited, except for emergency response.**

**36 CFR §2.18 – SNOWMOBILES**

**(c) The use of snowmobiles is prohibited within park boundaries.**

**36 CFR §2.19-WINTER ACTIVITIES**

**(a) Skiing, snowshoeing, ice skating, sledding, innertubing, tobogganing and similar winter sports are prohibited on park roads and in areas open to motor vehicles.**

- All other park areas are closed to these winter activities except as part of an interpretive/living history program or special event.

**36 CFR §2.20 – SKATING, SKATEBOARDS and SIMILAR DEVICES**

**The use of roller skates, skateboards, roller skis, coasting vehicles, or similar devices are 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:**

- Within all park buildings/structures including the Fort and Smoking is permitted in all other outdoor areas.

*This designation is based on Executive Order 13058 published in the August 13, 1997, Federal Register. It is also designed to protect park resources and reduce the risk of fire.*

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**36 CFR §2.22-PROPERTY**

**(a)(2) Leaving property unattended for longer than 24 hours is prohibited.**

**(b)(1) *Impoundment of Property.* Property determined to be left unattended more than 24 hours may be impounded by the superintendent.**

**(b)(2) Unattended property that interferes with visitor safety, orderly management of the park area or presents a threat to park resources may be impounded by the superintendent at any time.**

**(b)(3) Found or impounded property will be inventoried to determine ownership and safeguard personal property.**

- Impounded property will be disposed of after 60 days.

**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:**

- *Park Visitor Center/Museum*-Due to the cultural/historical significance of the exhibits, artifacts, artwork and presence of audio/video equipment, gift shop merchandise, etc. the Park Visitor Center/Museum (Willett Center) is closed to all food and beverages (including alcohol).

**36 CFR §2.38 – EXPLOSIVES**

**(a) & (b) Using, possessing, storing, or transporting explosives, blasting agents, explosive materials, fireworks, or 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 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 therefore has been issued by the superintendent.**

- Groups or individuals must apply for a Special Use Permit in advance of the event. Contact the park special use permit coordinator (315-338-7830) or visit the park website ([www.nps.gov/fost](http://www.nps.gov/fost)) for permitting criteria.



### **36 CFR §2.51-DEMONSTRATIONS**

**(b) Permit and Small Group Permit Exception.** Demonstrations are allowed within park areas designated as available in below paragraph (c)(2) when the superintendent has issued a permit for the activity except that:

- (1) Demonstrations involving 25 persons or fewer may be held without a permit within designated park areas provide that:
  - (b)(1)(ii)The group is not merely an extension of another group already availing itself of the small group permit exception.
  - (b)(1)(iii)The group will not unreasonably interfere with other permitted demonstrations and special events, or park program activities.
  - (b)(1)(iv)The group may use hand-carried signs, but stages, platforms, structures, or sound amplification may not be used.

**(c)(2)** The following park areas are designated as areas for public assemblies:

- The west lawn of the Fort has been designated as the First Amendment rights area for demonstrations and activities.

### **36 CFR §2.52-SALE OR DISTRIBUTION OF PRINTED MATTER**

**(b) Permit and Small Group Permit Exception.** The sale or distribution of printed matter is allowed within park areas designated as available in §2.51(c)(2) when the superintendent has issued a permit for the activity except that:

- (1) Sale or distribution activity by 25 persons or fewer may be conducted without a permit within designated park areas provide that:
  - (b)(1)(ii)The group is not merely an extension of another group already availing itself of the small group permit exception.
  - (b)(1)(iii)The group will not unreasonably interfere with other permitted demonstrations and special events, or park program activities.
  - (b)(1)(iv)The group may use hand-carried signs, but stages, platforms, structures, or sound amplification may not be used.

### **36 CFR §2.60-LIVESTOCK USE AND AGRICULTURE**

**(a)** The running-at-large, herding, driving across, allowing on, pasturing, or grazing of livestock of any kind in a park area for agricultural purposes is prohibited, except pursuant to the terms and conditions of a license, permit or lease.

- Livestock are only permitted as part of an interpretive/living history program; however, they are not permitted within the Fort.

### **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 §4.30-BICYCLES**

(a) The use of a bicycle is permitted on park roads and in park areas that are otherwise open for motor vehicle use by the general public.

- Bicycles are permitted on park trails/walkways outside of the Fort. All areas within the Fort are closed to bicycle use.

#### **(i) Electric Bikes (E-Bikes)**

The term “e-bike” means a two- or three-wheeled cycle with fully operable pedals and an electric motor of less than 750 watts (1 hp).

E-bikes are allowed in Fort Stanwix National Monument where traditional bicycles are allowed (see above §4.30 (a)). E-bikes are prohibited where traditional bicycles are prohibited. Except where use of motor vehicles by the public is allowed, using the electric motor to move an e-bike without pedaling is prohibited.

A person operating an e-bike is subject to the following sections of 36 CFR part 4 that apply to the use of traditional bicycles: sections 4.12, 4.13, 4.20, 4.21, 4.22, 4.23, and 4.30(h)(2)-(5).

### **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 §5.4-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.

- Commercial passenger-carrying motor vehicles are authorized for use within Fort Stanwix National Monument to transport visitors to/from the park.

### **36 CFR §5.5-COMMERCIAL FILMING/PHOTOGRAPHY**

(a) Before any motion picture may be filmed or any television production or soundtrack may be made by any person other than bona fide newsreel or news television personnel, written permission must be 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 permit from the Superintendent is prohibited.**

**36 CFR §5.6-COMMERCIAL VEHICLES**

**(b) & (c) Using commercial vehicles on government roads within the 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.**