

**National Park Service
U.S. Department of the Interior
Gateway National Recreation Area**



Superintendent's Compendium

REVISED September 1, 2015

Introduction

The Superintendent's Compendium is a compilation of Designations, Closures, Request Requirements and Other Restrictions imposed under the discretionary authority of the Superintendent.

The following regulatory provisions are established for the proper management, protection, government and public use of Gateway National Recreation Area under the jurisdiction of the National Park Service. These are in accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations, Chapter 1, Parts 1 through 7, authorized by Title 16, United States Code Section 3. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1.

Written determinations, which explain the reasoning behind the Superintendent's use of discretionary authority, are required by Section 1.5(c) and appear in this document in *italicized* print.

Approved: _____


Jennifer T. Nersesian, Superintendent

Date: _____

9.28.2015

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Updates

The overall formatting of the Superintendent's Compendium has been updated to reduce redundancy and make the document easier to read. Area designations and activity conditions or restrictions have been addressed under the section of 36 CFR that codifies that particular activity. For example, 36 CFR § 2.11 applies to picnicking and under that authority the Superintendent may restrict picnicking and establish conditions for picnicking in areas where picnicking is allowed. Those area designations and activity conditions or restrictions not codified in a particular section of 36 CFR will be addressed in §1.5(a)(2), which applies to area designations and activity conditions or restrictions.

Any regulatory changes affecting the content of the compendium are outlined below. Regulations that did not include justifications have been updated to include this requirement.

§ 1.5

Section 1, Part A has been added to account for the Superintendent's authority to temporarily close the park or portions of the park to facilitate visitor safety. This section incorporates the notice that there are still numerous closures in effect from Hurricane Sandy.

In Section 2, visiting hours specific to Jamaica Bay, the condition pertaining to the hours of operation for the Plum Beach Parking Area has been removed. The Plum Beach Parking Area is not within the legislative boundary of Gateway NRA; it is in New York City and as such falls under the jurisdiction of the New York Police Department.

Section 4, Part H, which applies to glass containers, changed the limitations upon the use of glass containers. Glass containers are only restricted at park beaches; Oceanside and bayside.

Section 4, Part M, which applies to the use of unmanned aircraft, has been amended so that justification provided in Appendix C could be included in the main body of the compendium. Appendix C has been removed.

Section 4, Part N, was created to independently address where tents and similar structures may be used in accordance with restrictions established under 36 CFR.

Section 4, Part O, address the use of those structures that may be used for shade at various locations within the park.

The closure pertaining to the bridge over the tidal creek to the Holly Forest (Sandy Hook Unit) has been removed, as the bridge has been repaired and is open to the public.

The closure pertaining to the History House in the Sandy Hook Unit has been removed, as the building is open to the public.

§ 1.6

A condition that stated "Failure to comply with park regulations will result in an immediate one (1) year revocation of fishing privileges" has been removed. This condition supersedes the due process of law. While a permit violation may result in the revocation of such a permit, the Park cannot suspend fishing privileges immediately.

Section 5.2, which pertains to alcoholic beverages and the sale of intoxicants, was added as an activity that requires a permit from the Superintendent.

§ 2.4

A note was added to include 18 USC § 930, which addresses the possession of firearms and dangerous weapons in Federal facilities.

§ 2.15

A note was added to include information pertaining to service dogs as defined by the Americans With Disabilities Act (ADA).

§ 2.15(a)(3)

The regulation that previously addressed leaving dogs tied and unattended stated that dogs could be left "momentarily". This regulation was changed so that "momentarily" was replaced with a tangible time limitation of 10 minutes.

§ 2.21(a)

Smoking regulations were updated to coincide with Director's Order #50D and Executive Order 13058.

§ 3.3

The section pertaining to vessel permit requirements was removed as the Superintendent does not require a permit for vessel operation in the Park.

§ 3.7(a)

In reference to personal flotation devices (PFDs), the statement "as required by State law" was removed as the requirement to adopt non-conflicting State law for all of Part 3 is addressed in § 3.2(b).

§ 3.16

A note was added to clarify that while the Park encourages visitors to swim at designated lifeguarded swimming beaches, there is not a prohibition against swimming on unguarded beaches.

§ 3.17(b)

In this section of 36 CFR, it states that surfboards and similar hard devices are prohibited in swimming areas. The addendum allowing skim boards in swimming areas has been removed since it was in conflict with this directive.

§ 3.17(c)

The restrictions related to the use of flotation devices has been changed to allow for the use of personal flotation devices (PFDs) and float suits that incorporate three (3) points of retention into their design. These items typically fit over or around both shoulders and have a retention strap or part of the garment or device that fits between the legs in the groin area.

§ 4.10(a)

Appendix A, which referenced park roads open to public use and travel, has been removed. Section 4.10(a) refers to park roads, parking areas, and "on routes or areas designated for off-road motor vehicle use". Only off-road routes require designation, which are addressed under the section.

§ 7.29

The section pertaining to the operation of motor vehicles has been removed as it was a direct quote from the regulations contained in 36 CFR.

The section pertaining to off-road vehicle operation has been removed as it was a direct quote from the regulations contained in 36 CFR.

The section pertaining to public lewdness has been removed as it was a direct quote from the regulations contained in 36 CFR.

Supplemental Regulations

Part 1 – General Provisions

36 CFR § 1.5 - Closures and Public Use Limits

1. In accordance with § 1.5(a)(1), the following **closures** have been established for the Park:

Park-Wide

- A. The Superintendent may temporarily close all or portions of the Park during or as a result of emergency situations or hazardous conditions, which includes inclement weather. Closures will be identified by posted signs, maps, media notifications and by barriers and/or gates as appropriate. All permanent closures will be in accordance with the rulemaking procedures in the Federal Register.

Justification: Park roads and facilities may be closed during periods of inclement weather or other hazardous conditions in order to provide for visitor safety. Areas of new construction, reconstruction or rehabilitation may be closed to visitors for safety reasons and to avoid conflicts with authorized work.

Note: As a result of Hurricane Sandy portions of the park remain closed as noted below. Public notice regarding closures can be found on Gateway National Recreation Area social media websites, the Gateway NRA homepage at www.nps.gov/gate, and via local news media.

- B. Unless otherwise identified, all structures, buildings, houses and remnants, to include historic gun batteries and other military fortifications are closed to the public. (See the Visiting Hours section for public use facilities).

Justification: Some non-public structures are only for Park administrative purposes while other structures and remnants may be unsafe. These historic structures are in various conditions of repair, some may be hazardous.

- C. The primary dune systems along the ocean and bay shorelines are closed to the public except at designated dune crossings.

Justification: Dunes are fragile resources and easily harmed by social trails. Dune systems protect upland areas from storm surge. Dunes are easily damaged and destabilized when vegetation is trampled.

- D. As needed to protect park resources, to include threaten and endangered species, the Superintendent or his/her designee may restrict public access to portions of the Park on a temporary basis. This may include large areas of the seashore on the ocean and bay sides. Closures will be designated by signs and some type of physical barrier (i.e., string line, carsonites, etc...).

Justification: Threatened and endangered shorebirds (e.g., piping plovers) are very susceptible to disturbances, particularly during nesting season. Visitors cause disturbances to the shorebirds natural environment, which in turn can cause the nest failures.

Jamaica Bay Unit

- A. All vegetated wetland areas are closed to visitor access.

Justification: Wetlands are fragile ecosystems and are easily damaged by people and vehicles.

- B. The following areas are closed to public use or access:

- 1) West Beach back dune and grassland areas are closed to visitor use.

- 2) All Grassland Management Areas on Floyd Bennett Field.
- 3) All islands within Jamaica Bay (above mean high water line).
- 4) Ecology Village Campgrounds (permit only)

Justification: These closures are in place to protect fragile natural resources, habitats and environments and to provide for a safe and memorable visitor experience.

- C. The following roads and areas are closed to public motorized vehicle use:
- 1) All roads in the "Back Fort" historic area in Fort Tilden, west of Hero Road.
 - 2) Beach 169th Street, south of the "Do Not Enter" sign.
 - 3) Riis Park Boardwalk.
 - 4) Shore Road (and its remains) in Fort Tilden.
 - 5) The Riis Landing Area ferry operation.
 - 6) Vehicle access to the beach at the Breezy Point Tip is prohibited from March 15th through August 31st.
 - 7) Roads leading to, and areas immediately surrounding park housing, are closed to visitor access, with the exception of Aviation Road for pass through to permit only fishing areas.
 - 8) Floyd Bennett Field, Ranger Road, east of the Building #272 access road (Navy Pier area) is closed to visitor access.
 - 9) The main airport tarmac located behind the Ryan Visitor Center (FBF).
 - 10) All unpaved roads within the North Shore District (North Forty, Dead Horse Bay, Raptor Point Trail, and campgrounds).
 - 11) Flatbush Avenue Greenway (Multi-Use Pathway – MUP).
 - 12) All roads (paved and unpaved) within the Jamaica Bay Wildlife Refuge.
 - 13) Runways 6/24, 11/19 and 12/30.

Justification: These roads are closed to protect park visitors, staff and resources, to limit conflicts with pedestrians, or because they do not meet highway standards.

- D. Canarsie Pier is closed to carpooling, mass transit and commuter parking. Parking is for park visitor use only.

Justification: Use by commuters would limit access for park visitors.

Sandy Hook Unit

- A. All roadsides (shoulders) are closed to parking and stopping, except as designated for the following locations:
- 1) Fishing beach at Area F.
 - 2) Paved pull-out at Horseshoe Cove (Loading and unloading only).

Justification: Roadside parking damages road shoulders and creates safety hazards for vehicle traffic and pedestrians.

- B. The following areas are closed to visitor parking:
- 1) The three (3) National Oceanic & Atmospheric Administration (NOAA) parking lots.
 - 2) Area D designated employee parking spaces.
 - 3) All Beach Center loading docks and storage areas.

Justification: Parking restrictions and designations are made to facilitate the administrative needs of the park and its cooperators and provide for visitor and staff safety.

- C. The following areas are closed to public use or access:
- 1) The Holly Forest, west of Hartshorne Drive, north of the observation boardwalk and south of Horseshoe Cove is closed to the public, except by reservation or guided tour.

- 2) The freshwater marshes south east of Guardian Park and north and south of the Nike Missile Launch Site (except for the access to the public bird observation blind at Nike Pond).
- 3) The low salt water bayside marshes (delineated by the high tide line) of Spermaceti Cove, Skeleton Hill Island and Horseshoe Cove (north of the boardwalk).

Justification: These public use closures are in place to protect fragile natural resources, habitats and environments of the holly forest, the freshwater marshes and the saltwater marshes and to provide for a safe visitor experience.

- D. White Road, between South Gunnison Beach and Atlantic Drive is an emergency access point and is closed to public access.

Justification: This road is the primary emergency access road to Gunnison Beach and it has sections that are very narrow through steep dunes on soft sand. Pedestrians hinder emergency response as there are limited areas for them to leave the road.

Staten Island Unit

- A. The following areas as closed to public use or access:

- 1) All marshes (except by permit).
- 2) Hoffman and Swinburne Islands (except by permit).
- 3) Areas of Great Kills Park southeast of Hylan Boulevard and north of Great Kills Harbor to a line approximately 1000 feet south of Wetland Road are fenced, signed and identified on area maps as closed to visitation due to radium contaminated soil.

Justification: These public use closures are in place to protect fragile natural resources, habitats and environments of the marshes and provide for a safe visitor experience.

- B. The following roads and areas are closed to public motorized vehicle use:

- 1) Weed Road at Fort Wadsworth.
- 2) Roads leading to or surrounding employee housing, including North Road, South Road, Clifton Drive and USS New Mexico Court. This does not include Mont Sec Avenue.

Justification: Vehicle restrictions on Weed Road are in place to reduce pedestrian safety hazards. Vehicle restrictions around park housing are in place to reduce traffic congestion and increase safety and security.

- C. All roadsides (shoulders) are closed to parking and stopping, except as designated for the following locations:

- 1) Harbor Road in Great Kills Park.
- 2) Chapel on New York Avenue at Fort Wadsworth (during services only).
- 3) South side of Mont Sec Avenue at Fort Wadsworth.
- 4) Battery Road at Building 301 and 305 at Fort Wadsworth.
- 5) Miller Field Picnic Area (stopping only).
- 6) Fort Wadsworth Overlook (stopping by permit only).

Justification: Roadside parking damages road shoulders and creates a hazard for traffic and pedestrians.

2. In accordance with § 1.5(a)(1), the following **visiting hours** have been established for the Park:

Park-Wide

- A. The park, including all Day Use Areas, is open from 05:00 am to 10:00 pm daily from April 1st to October 31st and open from 05:00 am to 08:00 pm from November 1st to March 31st, except by permit or as otherwise noted.
- B. All navigable waters within the park boundary are open 24 hours.
- C. Visitor centers and contact stations are closed on Thanksgiving Day, Christmas Day (December 25) and New Year's Day (January 1).
- D. Hours of operation for parking areas and associated facilities are listed below by unit. Dawn is a half hour before sunrise and dusk is a half hour after sunset.
- E. Facilities occupied or operated by a third party (concessionaire, lessee, partner, other authorized party) are subject to the terms and conditions of a government instrument. Hours of operation may vary.

Jamaica Bay Unit

- A. Canarsie Pier is open from 5:00 am to 2:00 am (Closed from 2:00 am to 5 am). Motor Vehicle access is from 8:00 am to 2:00 am (Vehicles prohibited 2:00 am to 8:00 am).
- B. North Channel Bridge parking area is open from dawn to dusk.
- C. The visiting hours for the Jamaica Bay Wildlife Refuge Trails are from dawn to dusk.
- D. The Jamaica Bay Wildlife Refuge Visitor Center (public areas only) is open daily from 9:00 am until 5:00 pm.
- E. Jacob Riis Park and the Riis Park Parking Lot are open daily from 6:00 am to Midnight.
- F. Fort Tilden is open daily from 6:00 am to Midnight.
- G. Floyd Bennett Field is open daily dawn to dusk.
- H. Floyd Bennett Field Historic Aircraft Hanger B is open Tuesday, Thursday, and Saturday from 9:00 am to 4:00 pm.
- I. The Ryan Visitor Center is open daily from 9:00 am to 4:30 pm.
- J. Frank Charles Park is open daily from dawn to dusk.
- K. Spring Creek is open daily from dawn to dusk.

Sandy Hook Unit

- A. **The Sandy Hook Visitor Center at Spermacetti Cove is currently closed.**
- B. The Sandy Hook Lighthouse Keepers Quarters Visitor Center is open 9:00 am to 5:00 pm daily.
- C. Sandy Hook Lighthouse tours are conducted daily from 1:00 pm to 5:00 pm.

Staten Island Unit

- A. The visitor contact station at Great Kills Park is open from 10:00 am to 2:00 pm Wednesday through Friday and 9:00 am to 4:30 pm on weekends; extended days and hours during the summer.
- B. Ranger Station at Miller Field is open from 9:00 am to 4:30 pm Wednesday through Sunday, extended days and hours during the summer.

Justification: Visiting hours have been established to promote an enjoyable visitor experience based on anticipated visitation and current staffing levels.

3. In accordance with § 1.5(a)(1), the following **public use limits** have been established for the Park:

Park-Wide

- A. Capacity limits for all public structures are set by code and posted, where applicable.

Justification: Limiting the number of people in buildings is required by life safety codes.

Jamaica Bay Unit:

- A. Special events at Floyd Bennett Field are limited to 5,500 people during peak summer season, July 1st through September 7th.
- B. Special events at Riis Park are limited to 2,000 people during peak summer season, July 1st through September 7th.
- C. No more than one special event will be permitted in any one location of the Jamaica Bay Unit on any given day during peak summer season, July 1st through September 7th. Permits are issued on a first come, first served basis.
- D. Special events occurring September 8th through June 30th are limited to attendance of 10,000 people.

Justification: Special event limits reflect carrying capacity, resource protection, and health and safety issues for visitors and staff.

- E. The following carrying capacities have been established by the Superintendent for the following areas in regards to motor vehicle access between July 1 and September 7.

Jamaica Bay Unit	
Location	Carrying Capacity (Vehicles)
Canarsie Pier	327
Floyd Bennett Field	3000
Fort Tilden	534
Jacob Riis	4500
Jamaica Bay Wildlife Refuge	76
North Channel Bridge	144
Riis Landing	90

Justification: Allowing more vehicles into these areas than available parking space causes damage to park resources and facilities and compromises visitor safety.

Sandy Hook Unit

- A. Sandy Hook has 4200 beach parking spaces. When these spaces are full, the vehicle entrance to the park is restricted to non-recreational users, residents and those individuals occupying a facility subject to the terms and conditions of a government instrument.

Justification: Allowing more vehicles into the park than available parking spaces causes damage to park resources and facilities and compromises public safety.

- B. The following parking time limits have been established by the Superintendent for the following areas:

Sandy Hook Unit	
Location	Time Limit
Spermacetti Cove Visitor Center*	2 hours
Entrance Station	10 minutes
Fort Hancock – Building #58 Parking Lot	2 hours
Fort Hancock – Building #26 Parking Lot**	2 hours
Sandy Hook Lighthouse	2 hours

* Spermacetti Cove Visitor Center is currently closed due to damage sustained from Hurricane Sandy.

** Restriction does not apply to park staff or persons on official park business.

Justification: The areas listed are not a beach use lots and in order to accommodate non-beach use visitors and their vehicles, a parking duration limit has been set.

Staten Island Unit

- A. Special events at Miller Field are limited to 250 participants; 150 participants at the picnic area. The parking lot may not be used for special events; except for commercial filming support.
- B. Special events at Great Kills Park are limited to 250 participants. The parking lot may not be used for special events; except for commercial filming support.

Justification: Special event limits reflect carrying capacity, resource protection, and health and safety issues for visitors and staff.

- 4. In accordance with § 1.5(a)(2), the Superintendent may establish **area designations and activity conditions or restrictions.**

Note: Area designations and activity conditions or restrictions will be addressed under the section of 36 CFR that codifies that particular activity. For example, 36 CFR § 2.11 applies to picnicking and under that authority the Superintendent may restrict picnicking and establish conditions for picnicking in areas where picnicking is allowed. Those area designations and activity conditions or restrictions not codified in a particular section of 36 CFR will be addressed in this section.

- A. The following vessel restrictions are in effect :

Sandy Hook Unit

- 1) Landing or beaching vessels on ocean beaches between March 15 and Labor Day is prohibited.
- 2) Spermaceti Cove is closed to vessel operation.
- 3) Mooring or operating a vessel within 100 feet of the ferry dock at Fort Hancock is prohibited, except in emergencies.

Staten Island Unit

- 1) Operating a vessel within 150 feet of all marshes is prohibited including the peat flat at Great Kills Park.

Note: See Part 3 for additional boating and water use activities regulations.

Justification: Restrictions are in place to mitigate user conflicts, provide for the safety of the vessel operators and other park visitors and to protect the fragile coastal environments found at Spermaceti Cove and the marshes at Great Kills Park.

- B. The following parking restrictions are in effect, except as otherwise noted in a government instrument issued by the Park:

Jamaica Bay Unit

- 1) From May 15 to September 15, parking at Fort Tilden prohibited.

Staten Island Unit

- 1) Parking at the Crookes Point Natural Area is by permit only.

Justification: The permit system limits the number of users necessary to protect the ecology of the area. Parking in Fort Tilden is limited. General parking is available in the Riis Park Parking Lot.

- C. Hiking is the only activity allowed on the Jamaica Bay Wildlife Refuge Trails.

Justification: The primary use of the wildlife refuge trails is for nature study. Activities such as jogging, running, bicycling, roller blading, atvs/motorcycles, and cross country skiing can startle wildlife and diminish wildlife viewing opportunities.

- D. Commercial filming will not be permitted at Riis Park, Fort Tilden beaches or the Breezy Point Tip from Memorial Day through Labor Day.

Justification: The Park cannot accommodate requests for commercial filming during peak season because it negatively impacts the visitor experience and the resource.

- E. Golfing, including the use of whiffle golf balls is prohibited except at the following locations:

- 1) Riis Park Pitch and Putt.
- 2) The Brooklyn Golf Center.

Justification: Hitting golf balls compromises visitor safety, creates visitor use conflicts, and cause divots, which damage the lawn.

- F. Wind Powered Vehicles may be operated under a Special Use Permit on Runway 19 at Floyd Bennett Field.

Justification: This restriction is in place to provide for the safety of the visiting public and to mitigate user conflicts. Use of such vehicles requires a large open space unimpeded by obstacles or people.

- G. Passenger buses may not idle in the park when not underway.

Justification: The idling of bus engines adds unnecessary exhaust fumes to the air, which affects the quality of the air in the Park and diminishes the visitor experience.

- H. Glass containers are prohibited on all park beaches; oceanside and bayside.

Justification: Glass containers are prohibited on park beaches to protect visitors from injuries associated with broken glass.

- I. Remote controlled model cars are prohibited in the Park, except for the designated area at Floyd Bennett Field.

J.

Justification: The use of remote controlled model cars are prohibited in order to mitigate user conflicts, prevent injuries to park visitors, and minimize disturbances to wildlife.

- K. Balloons (latex and Mylar) are prohibited within the Park.

Justification: Discarded and released balloons become refuse that pose health risks to threatened and endangered species, especially marine turtles. They may also disturb nesting activities of threatened and endangered birds.

- L. Kite Boarding is allowed; except within 650 feet of posted shorebird nesting areas.

Justification: Kite boarding can disturb nesting shorebirds and can cause nests to fail.

- M. Kite flying is allowed; however, the following are prohibited:

- 1) Within 650 feet of posted shorebird nesting areas.
- 2) In parking areas.
- 3) On all lifeguarded beaches while guards are on duty.
- 4) Fighting kites (kite string is coated with sharp or abrasive material).

Justification: Kite flying can disturb nesting shorebirds and can cause nests to fail. Due to the large number of visitors, kites on the bathing beaches and parking areas pose a safety hazard and can cause injury to visitors and wildlife and damage property. Kite flying at Floyd Bennett Field would create safety issues and user conflicts with model plane activities.

- N. Launching, landing, or operating an unmanned aircraft from or on lands and waters administered by the National Park Service within the boundaries of Gateway National Recreation Area is prohibited except under the following conditions:
- 1) All quadcopters, drones, helicopters, or similar devices are prohibited.
 - 2) Fixed wing model aircraft (airplanes) may be operated only by permit at the model airplane field at Floyd Bennett Field in the Jamaica Bay Unit. Permits are issued by the Pennsylvania Avenue Radio Controlled Society (PARCS). All fixed wing model aircraft must be operated in accordance with PARCS General and Safety Rules. Appropriate Academy of Model Aeronautics (AMA) insurance is required.
 - 3) Fixed wing model aircraft may only be flown for recreational or hobby use only (non-commercial) and remain within sight of the operator at all times.
 - 4) The superintendent may authorize the use of unmanned aircraft in accordance with the provisions of a valid permit. This authorization is at the discretion of the Superintendent and will be evaluated based on the merits of the request and its relevancy to the mission of the NPS (e.g., research project).

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 the device (such as cameras, sensors, communication links). This term includes all types of devices that meet this definition (e.g., model airplanes, quadcopters, drones) that are used for any purpose, including for recreation or commerce.

Justification: The closure is necessary to maintain public health and safety within the Park and to protect park resources and values until the NPS can determine whether specific uses of unmanned aircraft on lands and waters administered by the NPS are appropriate and will not cause unacceptable impacts.

The Park contains sensitive natural areas which support a variety of wildlife including threatened and endangered species and nesting shorebirds. This wildlife can be easily disturbed by unmanned aircraft flying in close proximity. Visitors in the park could be injured by a downed aircraft and their experience at the park could be lessened by the intrusion of these aircraft during their visit. Other immediate concerns regarding the use of unmanned aircraft include interference with commercial flight operations at nearby JFK Airport and possible intrusions into cooperater areas such as the U.S. Coast Guard facilities, Armed Forces Reserve Center and the NYPD facilities.

The model airplane field at Floyd Bennett Field is an authorized longstanding area for the use of model aircraft. The continued use of this area for recreational flying of fixed wing model aircraft is appropriate as the site is a former airfield and the activities take place on a portion of large open runway exclusive of other visitor activities. The airfield is operated by the Pennsylvania Avenue Radio Controlled Society (PARCS) and the flying of model unmanned aircraft is in accordance with Federal Aviation Administration (FAA) Advisory Circular 91-57 and section 336 of the FAA Reauthorization Act of 2012, which further reduces possible impacts on visitors, wildlife, and neighboring airports.

- O. The use of tents is permitted only in designated campgrounds. Tents will not be permitted in any other area of the park to include but not limited to beaches, picnic areas, day use areas and parking lots.

Justification: Per the Merriam- Webster dictionary, a tent is defined as a collapsible shelter of fabric (as nylon or canvas) stretched and sustained by poles and used for camping outdoors or as a temporary building. Per §2.10(b)(10), camping is only permitted at designated sites or in designated areas. At Gateway National recreation Area camping is only permitted in designated campgrounds, not on the

beach, in the picnic areas, parking lots or day use areas. Section 5.7 prohibits constructing a building on other facility upon, over, across, through or under any park area, except in accordance with the provisions of a valid permit. Constructing tents or similar structures in areas where they are not permitted can affect emergency response, create user conflicts and disturb the aesthetics of the park environment. Additionally, tents have been used on the beach to conceal illegal activity, such as public lewdness and the use of controlled substances.

- P. The use of temporary shade structures, such as canopies, umbrellas, tarps is permitted during daylight hours and only in the following areas:
- 1) Park Beaches
 - 2) Designated picnic areas
 - 3) Designated campgrounds (see section on Campgrounds for additional restrictions)
 - 4) Any area designated in accordance with the provisions of a valid permit.

These structures cannot be enclosed or modified or combined with any other structure or material to construct an enclosure. The use of driftwood to construct an enclosure is prohibited.

Windscreens may be used on ocean beaches. However, on swimming beaches (lifeguarded), no windscreens are permitted within 35 feet of the high tide (wrack) line. No physical structure or combination of such may exceed twenty-five (25) feet in uninterrupted length. An obstruction-free corridor measuring at least fifteen (15) feet must be maintained between the barriers specified above to ensure free access. The construction of windscreens from driftwood is prohibited.

Justification: Maintaining obstruction-free corridors is necessary for effective emergency response and visitor movement. Additionally, it helps facilitate visitor movement along the waterline, aids the lifeguards in seeing and responding to events along the shoreline, and provides an unobstructed viewing area of the ocean.

- P. The following restrictions apply to all Multi-Use Pathways (MUPs):
- 1) Users must keep to the right of the center dividing line per the pathway postings.
 - 2) The Multi-Use Path (MUP) is closed to motorized vehicles. This does not apply to those vehicles meeting the intent of the American's with Disabilities Act of 1990 (ADA).

Justification: The MUP receives heavy visitor use from pedestrian (e.g., walkers, runners) and wheeled (e.g., bicycles, roller blades) user groups. The heavy traffic along with the winding curves can make for a potentially unsafe situation. The divided pathway is intended to mitigate associated risks for all user groups involved.

- Q. In accordance with 18 USC § 795, Photographing active defense installations or vessels is prohibited.

Justification: Due to the heightened security as a result of the terrorist attacks of September 11, 2001, Park areas across from the Earle Naval Weapons Station, the US Coast Guard Stations, and the shipping channel at the north end of the Sandy Hook Unit are under greater scrutiny and visitors taking photographs of naval vessels or homeland security facilities may be investigated.

36 CFR § 1.6 – Activities That Require a Permit

1. In accordance with § 1.6(f), the following is a compilation of those activities for which a permit from the superintendent is required:

§ 1.5 - Public Use Limits

- A. Entering or remaining in the park between park closure and 5:00 am, except for third party occupants authorized by a government instrument.

§ 2.4 – Weapons, Traps or Nets

- A. Using traps for furbearing game species requires a permit.
- B. Permits are required year round for use of the archery range on Floyd Bennett Field.
 - 1) Permits expire January 31st following the year of issuance.
 - 2) A \$50.00 "Administrative Fee" is required.

§ 2.5 – Research Specimens

- A. Collecting Specimens of plants, fish, wildlife, rocks or minerals.

§2.10 – Camping and Food Storage

- A. Camping at all public and group campgrounds. Public camping permits may take up to 7 days to process.

§ 2.12 - Audio Disturbances

- A. Operating a power saw in developed areas.
- B. Operation of any type of portable motor or engine, or device powered by a portable motor or engine in non-developed areas.
- C. Operation of a public address system in connection with a public gathering or special event.

§ 2.13 - Fires

- A. Fire permits may be issued in conjunction with a Special Use Permit.
- B. Fire permits for after-hours fishing.
 - 1) Only in conjunction with afterhours fishing.
 - 2) Only issued at Sandy Hook Unit from October 15 through April 14.
 - 3) Issued daily and are valid from sunset to sunrise.

§ 2.17 - Aircraft and & Air Delivery

- A. Delivery or retrieval of a person or object by parachute, helicopter or other airborne means.
- B. Removal of a downed aircraft.
- C. Runways at Floyd Bennett Field may be opened to aircraft for educational or interpretive purposes, (Public Law 92-592).

§ 2.22 – Property

- A. Leaving Property Unattended.

§ 2.23 – Recreation Fees

- A. Daily Site Use Fees
 - 1) In the Sandy Hook Unit the use of parking areas B, C, D, E, G, I, J and K. Memorial Day Weekend through Labor Day. (7:00 a.m. through 5:00 p.m.).
 - 2) In the Jamaica Bay Unit the use of Riis Park parking areas Memorial Day Weekend through Labor Day (7:00 a.m. through 6:00 p.m.).
- B. Special Recreation Permit Fees
 - 1) Fishing access parking.
 - 2) Off road vehicle access at Breezy Point Tip.

- 3) Access to park for fishing after established hours of operation.
- 4) Access to park for other recreation after established hours of operation.
- 5) Archery area parking access.
- 6) Youth and school group camping.
- 7) Group picnic areas.
- 8) Public gardening.
- 9) Vehicle access to Floyd Bennett Field runways.
- 10) Boat trailer parking at Great Kills Park.
- 11) Crooke's Point Nature Study Area parking.
- 12) Athletic Fields.

Note: Other activities such as special events, ceremonies, filming and photography, and use of park buildings are subject to special use permit fees and may have additional costs associated with cost recovery for park supplied services.

§ 2.37 – Noncommercial Soliciting

- A. Soliciting or demanding gifts, money goods or services.

§ 2.38 – Explosives

- A. Use, possess, store, transport explosives, blasting agents.
- B. Use or possess fireworks.

§ 2.50 – Special Events

- A. Pageants, public spectator attractions, parades, entertainments, ceremonies, and similar events.

§ 2.51 – Demonstrations

- A. Public assemblies, meetings, gatherings, demonstrations, parades and other activities for public expressions of views.
- B. Groups of less than 25 persons do not require a permit.

§ 2.52 - Sale or Distribution of Printed Matter

- A. Groups of less than 25 persons do not require a permit.

§ 2.61 - Residing on Federal Lands

- A. Permit, lease or contract required.

§ 2.62 - Memorialization

- A. Erection of monuments (Requires approval from the Regional Director or designation by Congress).
- B. Scattering ashes from human cremation.

§ 4.11 – Load, Weight and Size Limits

- A. Exceeding vehicle load, weight, length and width limitations as established by State law.

§ 5.1 – Advertisements

- A. Commercial notices or advertisements.

§ 5.2 – Alcoholic Beverages; Sale of Intoxicants

- A. Sale of alcoholic, spirituous, vinous or fermented liquor (more than 1% of alcohol by weight).
- B. Requires Regional Director approval.

§ 5.3 – Business Operations

- A. Engaging in or soliciting any business.
- B. Requires a permit, contract or other written agreement.

§ 5.5 - Commercial Photography

- A. Motion pictures and Television.
- B. Still photography of vehicles or other articles of commerce or professional models for the purpose of commercial advertising.

§ 5.6 – Commercial Vehicles

- A. Use of commercial vehicles on park area roads.

§ 5.7 - Construction of Buildings and Other Facilities

- A. Any building, structure, boat dock, road, trail, path, telephone line, power line, or public or private utility over, upon, across, under, or through any park areas.

Justification: Permits are required per the provision found in 36 CFR and are intended to protect the visitor, protect the resource, reduce user conflicts, provide for an equitable visitor experience and help manage the operations of the Park.

Note: Permits can be obtained at the following locations:

- Sandy Hook Unit Headquarters Office, 26 Hudson Rd., Fort Hancock.
- Sandy Hook Entrance Station
- Ryan Visitor Center, Floyd Bennett Field, Jamaica Bay Unit
- Staten Island Unit Office, Miller Field
- Great Kills Park Ranger Station
- Business Permits, Building 210, Fort Wadsworth

Part 2 – Resource Protection, Public Use and Recreation

36 CFR § 2.1 – Preservation of Natural, Cultural and Archeological Resources

1. In accordance with § 2.1(a)(4), the Superintendent has designated the following park areas where dead wood on the ground may be collected for campfire fuel.
 - A. Ocean and bay beaches below the toe of the dunes.
 - B. In the campsites.

Justification: Firewood restrictions are necessary to balance protecting park resources with visitor use.

2. In accordance with § 2.1(a)(5), The Superintendent has established the following conditions for walking, climbing, entering, ascending or traversing archeological or cultural resource, monuments or statues.
 - A. Walking in or on gun batteries and fortifications is limited to the areas designated by signs, walkways or under the direction of a Park Ranger when attending a ranger-led tour.

Justification: Restrictions are necessary to protect park resources and for the safety of park visitors.

3. In accordance with § 2.1(b), the Superintendent has restricted hiking or pedestrian traffic to the following trails or walkways.
 - A. Trails within the Jamaica Bay Wildlife Refuge, except within the garden areas and around the East Pond.
 - B. All coastal dune crossings.

Justification: Restrictions are necessary to minimize visitor impact on fragile vegetation and natural habitats.

4. In accordance with § 2.1(c)(1) and (c)(2), The Superintendent has established that the following fruits, nuts, berries or unoccupied seashells may be gathered by hand for personal use or consumption. Gathering must be in accordance with the noted size, quantity, collection sites and/or use or consumption restrictions:

Item	Quantity
Beach Plums	1 Quart Per Person Per Day
Bayberries	1 Quart Per Person Per Day
Mushrooms	1 Quart Per Person Per Day
Seashells	One Gallon Per Person Per Day

Justification: Based on information from individuals knowledgeable in the field of park resources and review of state and federal law, the Superintendent has determined that the gathering, use or consumption of the preceding natural products at the indicated quantity will not adversely affect park wildlife, the reproduction potential of a plant species, or otherwise adversely affect park resources.

36 CFR § 2.2 – Wildlife Protection

Note: Public Law 92-592 § 3(f) establishes that the Park shall permit hunting and trapping in accordance with the applicable law of the United States and the laws of the States of New York and New Jersey and the political subdivisions thereof. The law further states that the Secretary may designate zones where and establish periods when these activities may not be permitted for reasons of public safety, administration, fish or wildlife management, or public use and enjoyment.

1. In accordance with § 2.2(b)(2), the Superintendent has evaluated the activity of hunting and based on the interest of public safety and enjoyment, and sound resource management principles, the following designations have been established:
 - A. Hunting is prohibited in all areas of the Jamaica Bay Unit.
 - B. Hunting within the Sandy Hook Unit is allowed as follows:
 - 1) Waterfowl hunting is allowed in accordance with the State of New Jersey hunting regulations. All other hunting is prohibited.
 - 2) Waterfowl hunting is only allowed in the Sandy Hook Bay. Hunting is prohibited within 450 feet from any point of land and hunting is prohibited in any cove.
 - 3) Waterfowl hunting is allowed only from a floating blind or a boat. There is no hunting on land or from a permanent blind.
 - 4) Access to the authorized hunting zones is by boat only. There is no overland access through the park for the purpose of hunting. Launching or recovering vessels within the unit for the purpose of hunting is prohibited.
 - C. Hunting is prohibited in all areas of the Staten Island Unit.

Justification: Restrictions on hunting are to insure compliance with State hunting regulations and New York City firearm laws, for visitor safety, and for the protection of wildlife.

2. In accordance with § 2.2(b)(3), trapping is allowed in the Park under the following conditions:
 - A. Fur bearing game may be taken in accordance with State trapping regulations.

- B. Park lands and waters are closed to the harvesting/collection of horseshoe crabs and diamondback terrapins.
- C. In addition to a valid State hunting license, trapping requires a park issued permit.

Justification: Restrictions on trapping are to insure compliance with State hunting regulations, for visitor safety, and for the protection of wildlife. The harvesting of horseshoe crab is prohibited in New Jersey, but allowed in New York. The horseshoe crab is closer related to an arachnid than a crab, and therefore the horseshoe crab is considered wildlife by the NPS. The diamondback terrapin is the only turtle that lives its lifecycle in the salt marsh environment and recently has been receiving a lot of hunting pressure due to increase popularity in the Asian market. New Jersey has postponed diamondback terrapin hunting for the 2015 season while New York still allows collection with a special permit.

- 3. In accordance with § 2.2(d), the Superintendent has established the following conditions and procedures for transporting lawfully taken wildlife through the park:
 - A. In New York, notify USPP Dispatch at 718-338-3988.
 - B. In New Jersey, notify NPS Dispatch at 732-872-5900.

Justification: Wildlife transportation procedures are necessary to avoid confusion with wildlife that may have been taken illegally within the park.

- 4. In accordance with § 2.2(e), the Superintendent may establish areas in the park that are closed to the viewing of wildlife with the use of artificial light. No such closures have been established; therefore, viewing wildlife with artificial light is permitted.

Justification: No exceptions designated.

36 CFR § 2.3 – Fishing

Note: Public Law 92-592 § 3(f) establishes that the Park shall permit fishing and shellfishing in accordance with the applicable law of the United States and the laws of the States of New York and New Jersey and the political subdivisions thereof. The law further states that the Secretary may designate zones where and establish periods when these activities may not be permitted for reasons of public safety, administration, fish or wildlife management, or public use and enjoyment.

- 1. In accordance with § 2.3(a), the Superintendent has evaluated the activity of fishing, to include shellfishing, and based on the interest of public safety and enjoyment, and sound resource management principles, the following designations have been established:
 - A. Fishing at the Jamaica Bay unit and the Staten Island Unit will be in accordance with the regulations found in § 2.3, which adopts non-conflicting State of New York fishing regulations as a part of these regulations.
 - B. Fishing at the Sandy Hook Unit will be in accordance with the regulations found in § 2.3, which adopts non-conflicting State of New Jersey fishing regulations as a part of these regulations.
- 5. In accordance with § 2.3(c), the Superintendent, under the authority of § 1.5, may restrict or close park areas to the taking of fish. The following restrictions have been established:
 - A. Fishing is prohibited in non-tidal waters. Non-tidal waters include all fresh waters in the park.
 - B. The shoreline under the Verrazano Bridge and adjacent to Battery Weed and the Torpedo Pier is closed to fishing.
 - C. Fishing is prohibited on lifeguard protected beaches when lifeguards are on duty. This includes fifty yards up the beach from the red lifeguard flags marking the ends of the protected swim areas.
 - D. Due to health concerns, shellfishing is prohibited in all Park waters. The New Jersey Department of Environmental Protection and New York Department of Environmental Conservation has closed and “condemned” certain waters to the harvesting or collecting of shellfish. The waters around the park are included in this closure.

Justification: These restrictions have been established to protect the fragile ecosystems that surround and include the non-tidal waters, to protect visitors from unsafe conditions, to reduce visitor use conflicts, and to comply with adopted State law.

6. In accordance with § 2.3(d)(2), the possession or use of live or dead minnows or other bait fish, amphibians, non-preserved fish eggs or roe in fresh water is prohibited.

Justification: No exceptions designated.

7. In accordance with § 2.3(d)(4), commercial fishing is prohibited.

Justification: No exceptions designated.

8. In accordance with § 2.3(d)(8), fishing from motor road bridges, from or within 200 feet of a public raft or float designated for water sports, or within the limits of locations designated as swimming beaches, surfing areas, or public boat docks is prohibited.

Justification: No exceptions designated.

9. In accordance with § 2.3(e), fishing with a net, spear or weapon in salt waters of the Jamaica Bay Unit and the Staten Island Unit will be in accordance with New York State law and fishing with a net, spear or weapon in salt waters of the Sandy Hook Unit will be in accordance with New Jersey State Law.

Justification: No exceptions designated.

36 CFR §2.4 – WEAPONS, TRAPS, AND NETS

Note: Carrying and using firearms, to include handguns and long guns, in the Park will be in accordance with the State and local laws in which the Park is located. Therefore, carrying a firearm at the Sandy Hook Unit will be in accordance with New Jersey State law and carrying a firearm at the Jamaica Bay Unit or the Staten Island Unit will be in accordance with New York State and New York City law. It is the responsibility of the gun owner to know and obey the Federal, State, and local laws applicable to the park they are visiting.

Title 18 of the United States Code § 930 prohibits the possession of firearms and dangerous weapons in Federal facilities and shall be conspicuously posted at each public entrance. Federal facilities 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. A dangerous weapon is a weapon, device, instrument, material, or substance, animate or inanimate, which is used for, or is readily capable of causing death or serious bodily injury, except that such term does not include a pocket knife with a blade of less than 2 ½ inches in length.

1. In accordance with § 2.4(a)(2)(i), the Superintendent has designated the following times and locations when weapons, traps, or nets may be carried, possessed or used:
 - A. Under § 2.2, Waterfowl hunting is authorized at the Sandy Hook Unit in accordance with New Jersey State law. No other hunting is authorized in the Park. The following conditions apply:
 - 1) Firearms specific to waterfowl hunting may not be transported, carried or used on park lands.
 - 2) Firearms specific to waterfowl hunting must be transported into the Park by boat and may only be used in the boat or a floating blind.
 - 3) Firearms specific to waterfowl hunting may not be within 450 feet of and point of land within the Park.

Justification: These regulations are in place to protect the visiting public, to protect wildlife, and to reduce user conflicts.

- B. Under § 2.2, the use of weapons and traps for trapping is authorized at the Sandy Hook Unit in accordance with New Jersey State law and at the Jamaica Bay Unit and the Staten Island Unit in accordance with New York State and New York City law. Trapping requires a park issued permit.
 - C. Under § 2.3, the use of weapons, traps and nets for fishing is authorized at the Sandy Hook Unit in accordance with Federal and New Jersey State law and authorized at the Jamaica Bay Unit and the Staten Island Unit in accordance with Federal and New York State law. No Park specific conditions apply.
2. In accordance with § 2.4(a)(2)(ii), the Superintendent has established the following conditions for using weapons for target practice in the Park:
- A. *The archery at Floyd Bennett Field is the only location in the park established for target practice. The following conditions apply:*
 - 1) *A permit is required for the use of the archery range on Floyd Bennett Field. The permit expires January 31st of the year following the issuance. A \$50.00 administrative fee" is charged.*
 - 2) *Archery range users may only use field tip arrows only. The use of broad head or judo point arrowheads is prohibited.*
 - 3) *The use of crossbows is prohibited.*

Justification: A permit is required to aid in the management of the program. The other regulations are in affect to provide for the safety of the range users as well as the visiting public.

36 CFR §2.10 – Camping and Food Storage

- 1. In Accordance with § 2.10(a), the Superintendent has designated the following permit requirements, sites or areas for camping and conditions for camping:
 - A. Camping is only permitted in designated camping areas/sites. Sleeping in any area other that a designated camp area/site is prohibited. This includes sleeping in any manner in conjunction with an after-hours fishing permit.
 - B. The following areas have been designated for camping in the Park, along with the following use limits:

Location	Campers Per Site	Vehicles Per Site	Tent Sites	RV/Trailer Sites
Floyd Bennett Field Public Campgrounds	6	2	32	9 (no Hook-ups)
Sandy Hook Public Campgrounds	6	1	20	None
Jamaica Bay Public Campgrounds	6	2	40	20
Camp Hudson Public Campgrounds	6	2	7	None
Ecology Village Educational Group Campground	30	N/A	3	None

- C. A permit is required for all camping within the Park. A permit is required in advance of all camping activities. Applicable fees will apply for all camping permits.
 - 1) Reservations are required for campsites at all public campgrounds. Reservation shall be made through www.recreation.gov.

- 2) Persons making reservations (obtaining the camping permit) must be at least eighteen (18) years old.
 - 3) An adult, eighteen (18) years or older, must be present at the campsite for the duration of the stay.
 - 4) Group Camping Permits are available to educational groups participating in the Ecology Village Education Programs.
 - 5) Camp parking at the Sandy Hook Public Campgrounds will be in a designated area and no more than 1 overnight parking pass will be issued per reservation.
 - 6) At the Sandy Hook Public Campgrounds, the camping permit must be presented during camping check-in procedures and to access the park after normal operating hours.
 - 7) Organized Youth Group Camping is permitted at the Sandy Hook Public Campgrounds. Reservations can be made through the www.recreation.gov website.
- D. Camping at all public campgrounds is limited to a maximum of 14 days.
- E. RVs/Trailers are not allowed at designated tent camping sites and tents are not allowed at designated RV/Trailer sites.
- F. Vessels may anchor overnight in the open waters in Horseshoe Cove and west of Fort Hancock without a permit.

Justification: The camping regulations and use limits have been established to provide for an equitable, safe and enjoyable visitor experience, while limiting the impact on the resources in and around the campgrounds.

2. In accordance with § 2.10(b)(3), camping within 25 feet of a fire hydrant or main road, or within 100 feet of a flowing stream, river or body of water is prohibited.

Justification: No exceptions designated.

3. In accordance with §2.10(d), the Superintendent has established the following conditions for food storage:
 - A. Food may not be left sitting out unattended in campgrounds. Food must be stored in a cooler or similar device or stored in a tent or motor vehicle.

Justification: Food storage restrictions are necessary to maintain sanitary conditions in the campground and to minimize socialization and dependency of park fauna.

36 CFR § 2.11 – Picnicking

1. In accordance with § 2.11, the Superintendent has established the following closures and conditions for picnicking:
 - A. The following areas are closed to picnicking in the Park:
 - 1) Trails within the Jamaica Bay Wildlife Refuge
 - 2) The Ecology Village Gazebo at Floyd Bennett Field
 - 3) The Floyd Bennett Community Garden
 - B. Barbeque and Picnic areas have been designated at the following locations:
 - 1) Canarsie Pier.
 - 2) Fort Tilden.
 - 3) Riis Park.
 - 4) Miller Field.
 - 5) Guardian Park Picnic Area at Fort Hancock.
 - C. The following conditions have been established for picnicking:
 - 1) Group picnicking in designated areas is by permit only.
 - 2) Barbeque grills associated with picnicking may only be used in designated areas.
 - 3) Picnicking supplies and food shall not be left unattended.

Justification: Picnicking restrictions are in effect to protect park resources and avoid conflicts among users.

36 CFR § 2.13 – Fires

1. In accordance with § 2.13(a)(1), the Superintendent has established the following designated areas, receptacles and conditions for fires:
 - A. The following areas and receptacles are designated for maintaining a fire:
 - 1) Permanent grills at the designated areas at Canarsie Pier, Riis Park, Fort Tilden, Miller Field and Fort Hancock.
 - 2) Portable grills in Guardian Park at Fort Hancock.
 - 3) Fire rings at campgrounds.
 - 4) Permanent grills at Park residences.
 - 5) Other areas and receptacles identified in a special use permit.
 - B. The following conditions for maintaining a fire have been established:
 - A. Wood from outside the park boundary may not be brought into the park or used as fuel for a fire. This includes natural and processed wood, such as lumber.
 - B. Only charcoal and propane may be used as a fuel source for portable grills.

Justification: These restrictions are in place to prevent resource and asset damage, as well as limit user conflicts.

2. In accordance with § 2.13(a)(2), the Superintendent has established the following restrictions for stove and lantern use:
 - A. Lanterns may be used in conjunction with permitted night fishing, at campgrounds or when otherwise approved via a permit.

Justification: These restrictions are in place to prevent resource and asset damage.

3. In accordance with § 2.13(b), fires must be extinguished according to the following conditions:
 - A. Campfires must be extinguished only with water. Campfires rings must be cool to the touch before leaving.
 - B. All charcoal must be placed in designated barrels. Barrels are marked "charcoal" and/or are red in color.
 - C. Ash from fires must be deposited in the receptacles provided or removed from the park.

Justification: This policy is necessary to prevent wildland fires and minimize the risk of injury to bare feet from improper disposal of hot coals.

36 CFR § 2.14 – Sanitation and Refuse

1. In accordance with § 2.14(a)(2), the Superintendent has established the following conditions for the use of government refuse receptacles or facilities for dumping household, commercial or industrial refuse, brought as such from private or municipal property is allowed under the following conditions:
 - A. Leaves and grass clippings may be dumped at Floyd Bennett Field's public composting operation only by permit.

Justification: Refuse that is not managed properly can cause unsanitary conditions which directly impact visitor health and safety as well as park aesthetics and the visitor experience.

36 CFR § 2.15 – Pets

1. In accordance with § 2.15(a)(1), all public buildings, public transportation vehicles and designated swimming beaches are closed to pets. The Superintendent has established the following additional areas as closed to pets:
 - A. Ocean side beaches (the entire seashore to included life-guarded and non-lifeguarded beaches) at Breezy Point Tip, Fort Tilden, Riis Park and Sandy Hook from March 15 to September 15.
 - B. The Jamaica Bay Wildlife Refuge
 - C. The lifeguarded beach at Great Kills Park from Memorial Day weekend through Labor Day.

Justification: These restrictions are in place to mitigate user conflicts, protect wildlife and to maintain the sanitary conditions of lifeguarded beaches.

Note: The closures do not apply to service animals as defined under the Americans with Disabilities Act of 1990. Complete regulations pertaining to service animals can be found at www.ada.gov. The following requirements can be found in the ADA revised final regulations, dated July 12, 2011:

- Only dogs are recognized as service animals.
 - The term “assistance animal” is not synonymous with the term “service animal”.
 - A service animal is trained to perform work or a task. The work or task must be directly related to the person’s disability. Dogs whose sole function is to provide comfort or emotional support do not qualify as service animals under the ADA.
 - Staff may only ask two questions when inquiring about the legitimacy of a service animal: 1) is the dog a service animal required because of a disability, and 2) what work or task has the dog been trained to perform.
 - A person with a disability cannot be asked to remove his service animal from the premises unless the dog is 1) out of control or 2) the dog is not housebroken.
 - Separate provisions have been added to the ADA about the use of miniature horses that have been trained to do work for people with disabilities.
2. In accordance with § 2.15(a)(3), the Superintendent has determined that pets may be left unattended and tied to an object in the following areas, and under the following conditions:
 - A. Visitors may leave a pet unattended and tied up for no more than 10 minutes to enter a park building or concession operation to obtain a permit, purchase supplies or use the restroom. A pet and its actions are the responsibility of the owner, whether restraint is direct or implied, while in the Park. Owners should consider the temperament of the pet as well as the location and the density of the visitation in that area before leaving a pet unattended and tied up.

Justification: This regulation has been put in place to allow visitors with pets the ability to acquire essential services that are provided in areas when pets are restricted.

3. In accordance with § 2.15(a)(5), the Superintendent has established the following conditions for the disposal of pet excrement in the Park:
 - A. All solid pet excrement must be collected and deposited in a waste receptacle.

Justification: Allowing pet excrement to remain in the Park can create unsanitary conditions, create user conflicts, and impact the natural fauna. This regulation mirrors the New York State Public Health Law § 1310 for the entire Park.

4. In accordance with § 2.15(b), the use of dogs in support of hunting is prohibited in the Park.

Justification: No exceptions designated.

5. In accordance with § 2.15(e), the Superintendent has established the following conditions for keeping pets in park residences:

- A. Pets are authorized as outlined in a Lease Agreement.
- B. All pets must be leashed or in a fenced-in enclosure when outdoors.

Justification: Pet restrictions are necessary to minimize conflicts among other park visitors and staff and to protect park wildlife.

36 CFR § 2.16 – Horses and Pack Animals

1. In accordance to § 2.16(a), the use animals other than those designated as pack animals is prohibited. According to § 1.4, horses, burros, mules and other hoofed mammals when designated by the Superintendent are designated as pack animals. The Superintendent has not designated any additional mammals as pack animals.

Justification: No exceptions designated.

2. In accordance with § 2.15(b), the Superintendent has designated the use of horses on the following trails, routes or areas:

- A. Horseback riding is allowed only on the Bergen Beach trails as provided by concession operation at the Jamaica Bay Riding Academy.
- B. Horseback riding and the use of pack animals is prohibited at all other park locations.

Justification: Horseback riding is limited to minimize soil erosion and damage to vegetation in the park.

36 CFR § 2.17 – Aircraft and Air Delivery

1. In accordance with § 2.17(a)(1), aircraft use must be in areas designated by special regulation. There are no such areas designated at Gateway National Recreation Area; therefore, aircraft use is prohibited.

Justification: No exceptions designated.

2. In accordance with § 2.17(c)(1), the Superintendent has established the following conditions for the removal of a downed aircraft, components, or parts thereof.

- A. The Superintendent will provide written authorization.
- B. Removal or salvage operations will be in compliance with Federal, State and local law under supervision of qualified specialists.
- C. Conditions regarding the removal of downed aircraft will be reviewed and established by the Superintendent on a case by case basis.

Justification: Removal and salvage operations must be restricted to ensure the safety of the personnel involved as well as to protect park resources.

Note: Helicopter and aircraft landings associated with the official business of the Federal government must be coordinated through the US Park Police or the Resource and Visitor Protection Division. When possible, landings for law enforcement, emergencies, or rescue missions within the Staten Island Unit should be confined to the softball field at Fort Wadsworth, the southeast parking lot at Miller Field, and the main parking lot at Great Kills Park.

36 CFR § 2.18 – Snowmobiles

1. In accordance with § 2.18(c), the use of snowmobiles is prohibited. The Superintendent has not designated any routes or water surfaces for snowmobile use.

Justification: No exceptions designated.

36 CFR § 2.19 – Winter Activities

1. In accordance with § 2.19(a), skiing, snowshoeing, ice skating, inner-tubing, tobogganing, and similar winter activities are prohibited on all park roads and parking areas open to motor vehicle traffic. The aforementioned activities are allowed in park areas that are not designated as closed to the public.

Justification: No exception designated.

2. In accordance with § 2.19(b), the towing of persons on skis, sled or other similar device by motor vehicle is prohibited.

Justification: No exceptions designated.

36 CFR § 2.20 – Skating, Skateboards and Similar Devices

1. In accordance with § 2.20, the Superintendent has designated that roller skates, skateboards, roller skis, coasting vehicles, or similar devices may only be used in the following areas:

- A. Riis Boardwalk.
- B. Runways closed to motor vehicles at Floyd Bennett Field.
- C. Multi-use Pathways and Greenways.
- D. Fort Hancock roadways, excluding Hartshorne Drive.
- E. Great Kills Park roadways.
- F. Miller Field roadways.

Justification: Limitations are necessary for visitor safety along roadways and to avoid conflicts with other park users.

36 CFR § 2.21 – Smoking

1. In accordance with § 2.21(a), NPS Director's Order #50D, and Executive Order 13058, the Superintendent has established the following as closed to smoking:

- A. Smoking is prohibited in all buildings, facilities and enclosed structures located in the Park. This applies to shared living quarters such as dormitory housing, but not to individual residences.
- B. Smoking is prohibited within 25 feet of all buildings, facilities and enclosed structures located in the Park. This applies to shared living quarters such as dormitory housing, but not to individual residences.
- C. Smoking is prohibited in all government owned and leased vehicles and vessels, to include heavy equipment and UTVs.
- D. All Jamaica Bay Wildlife Refuge trails, to include the East and West Garden Areas and the East Pond.

Justification: Smoking restrictions are necessary to prevent accidental fires, avoid conflicts between park users and to comply with NPS Policy and Federal law.

36 CFR § 2.22 – Property

1. In accordance with § 2.22(a)(2), the Superintendent has established that property may be left unattended for periods longer than 24 hours in the following areas and under the following conditions:
 - A. Disabled vehicles or vessels may be temporarily left in parking lots, anchored, docked or in another safe area after notification and approval of the US Park Police or the Resource and Visitor Protection Division.
 - B. Vessels under agreement with marina concessionaire at Great Kills Park and Gateway marina.
 - C. Geocaching is prohibited in the Park.
 - D. Under conditions established in a permit.

Justification: Restrictions are necessary to minimize impacts to park operations and to preserve the visitor experience and the aesthetics of the Park. Geocaching is prohibited due to the potential natural and cultural resources damage that can be associated with placing a geocache and treasure hunting.

36 CFR § 2.23 – Recreation Fees

1. In accordance with § 2.23(a), Recreation fees shall be established as provided for in § 71.9. The Superintendent has established the following **entrance fees**:
 - A. There are no entrances fees at any of the park units.
2. In accordance with § 2.23(a), Recreation fees shall be established as provided for in § 71.9. The Superintendent has established the following **daily recreation use fees**:

Jamaica Bay Unit

- A. The use of Riis Park parking area Memorial Day Weekend through Labor Day, fees will be charged and collected from 7:00 a.m. until 6:00 PM daily.
 - 1) \$10.00 daily per vehicle under 20' in length.
 - 2) \$20.00 daily per vehicle over 20' in length.
 - 3) \$65.00 annual pass per vehicle under 20' in length.
 - 4) \$130.00 annual pass per vehicle over 20' in length.
- B. Public Campgrounds are \$20.00 per site per night.

Sandy Hook Unit

- A. Beach parking areas B, C, D, E, G, I, J and K. Memorial Day Weekend through Labor Day Weekend, fees will be charged and collected from 7:00 a.m. until 5:00 PM daily.
 - 1) \$15.00 daily per vehicle under 20' in length.
 - 2) \$30.00 daily per vehicle over 20' in length.
 - 3) \$75.00 annual pass per vehicle under 20' in length.
 - 4) \$150.00 annual pass per vehicle over 20' in length.
 - B. Public Campgrounds are \$30.00 per site per night.
3. In accordance with § 2.23(a), Recreation fees shall be established as provided for in § 71.9. The Superintendent has established the following **special recreation permit fees**:

Jamaica Bay Unit

- A. Parking at Breezy Point Tip beach and sandlot requires an off-road fishing permit year round. Fee is \$50 per calendar year.
- B. The Bay 3 Lot also known as the Riis Park East lot requires a parking permit from dusk till dawn, Memorial Day through Labor Day. A parking permit is valid only from 8:00 p.m. to 8:00 a.m. Fee is \$50 per calendar year.

- C. Parking at the Shore Road Fisherman's Lot and the Yacht Club Lot requires a permit for parking from dusk to dawn year round. A permit is required at all times from June 15 through September 15. Fee is \$50 per calendar year.
- D. Parking at the Adaptive Aquatics Parking Lot requires a permit from dusk to dawn year round. From June 15 through September 15, permit is valid only from 4:00 p.m. to 9:00 a.m. The area is closed to vehicles during the hours of 9:00 a.m. to 4:00 p.m. Fee is \$50 per calendar year
- E. 222nd Street Fisherman's Lot: A permit is required dusk to dawn September 16 – March 14, and at all times from March 15 through September 15. Fee is \$50 per calendar year.
- F. Floyd Bennett Field: A permit is required dusk to dawn year round, except to visit concessions in designated areas. Fee is \$50 per calendar year.
- G. Floyd Bennett Field Aviation Road Lot: A permit is required at all times, year round. Fee is \$50 per calendar year.
- H. Floyd Bennett Field Archery Parallel Parking Area (on Ranger Road): A permit is required at all times, year round. Fee is \$50 per calendar year.
- I. Use of boat launch sites including; Mill Basin, Riis Landing, and Rockaway point Yacht Club. Fee is \$50 per calendar year.
- J. Community Gardening Areas. Fee is \$50 per calendar year.
- K. Youth and School Group Camping – Fee is \$50.00 per group, per reservation, per site.

Sandy Hook Unit

- A. A Fishing Parking Permit is required to fish from closing (8:00pm) until opening (5:00am) in the Sandy Hook Unit. Fee is \$50.00 per calendar year.

Staten Island Unit

- A. Use of the Great Kills Park public boat launch facility is by special use permit only. Fee is \$50 per year.
- B. A Fishing Parking Permit is required to fish at any time of day, year-round in the Staten Island Unit. Fee is \$50.00 per calendar year.
- C. Croke's Point Nature Study Area parking. \$50.00 per calendar year.
- D. Public Gardening Areas. Fee is \$50 per calendar year.
- E. Group Picnic Areas. Fee is \$50.00 per group, per reservation, per site.
- F. Athletic Fields. Fee is \$50.00 per group, per field.

Note: Other activities such as special events, ceremonies, filming and photography, and use of park buildings have special use permit fees and may have additional costs associated with cost recovery for park supplied services.

Justification: Fees are established to provide equitable allocation and use of services and facilities as well as recover costs associated with park operations and management responsibilities.

36 CFR § 2.35 –Alcoholic Beverages and Controlled Substances

1. In accordance with § 2.35(a)(3)(i), the Superintendent has closed the following areas or public facilities within the Park to consumption of alcoholic beverages or to the possession of an open container containing an alcoholic beverage:
 - A. All roadways, parking areas, multi-use pathways and campgrounds.
 - B. Riis Park and Fort Tilden beaches, except that alcohol may be consumed at certain facilities as authorized by a permit or other legal instrument issued by the NPS.
 - C. Alcohol is prohibited at organized events larger than 500 people except by a Special Use Permit or other legal instrument issued by the NPS.

Justification: Consuming alcoholic beverages on roadways and along multi-use pathways contributes to the risk of injury due to collisions between pedestrians, bicycles and motor vehicles. The prohibition of alcoholic beverages on the beaches at Riis Park and Fort Tilden is consistent with New York City regulations that govern alcohol consumption on city beaches and it helps prevent deaths due to

drowning. Incidents of deviant behavior related to the consumption of alcoholic beverages at large gatherings have been of such magnitude that law enforcement efforts, over a reasonable period of time, did not alleviate the problem.

36 CFR § 2.38 – Explosives

1. In accordance with § 2.38(b), using or possessing fireworks and firecrackers is prohibited in the Park.

Justification: No exceptions designated.

36 CFR § 2.51 – Public Assemblies, Meetings

1. In accordance with § 2.51(c)(2), the Superintendent has designated the following locations as available for demonstrations:

Park-Wide

- A. Areas considered in accordance with Special Use Permit.

Jamaica Bay Unit

- A. Flagpole west of the Ryan Visitor Center at Floyd Bennett Field, 50' x 50' space.
- B. Flagpole at Bay 9, Riis Park, 50' x 50' space.
- C. North east side of parking lot at Jamaica Bay Wildlife Refuge, 50' x 50' space.

Sandy Hook Unit

- A. Field east of Fort Hancock Bldg. #102.
- B. Guardian Park.
- C. Parking Lot L.

Staten Island Unit

- A. Grass field south of Tompkins Street in Fort Wadsworth.
- B. Grass area, south side of Buffalo Street past the first parking lot in Great Kills Park.
- C. Miller Field Memorial Circle.

Justification: Provide opportunity to exercise 1st Amendment Rights.

36 CFR § 2.52 – Sale or Distribution of Printed Matter

1. In accordance with § 2.52(c)(2), the Superintendent has designated the following locations as available for sale or distribution of printed matter:

- A. Locations are the same as those listed under § 2.51 (listed above).

Justification: Provide opportunity to exercise 1st Amendment Rights.

36 CFR § 2.62 – Memorialization

1. In accordance with § 2.62(b), the Superintendent has established that a permit is required for the scattering of ashes from cremated human remains. The following areas and conditions have been designated:

- A. The remains to be scattered must have been cremated and pulverized.
- B. Scattering of human remains must be in accordance with other federal and state laws.
- C. Terms and conditions will be established in the permit.

Justification: Permits are necessary to minimize visitor use conflicts and to insure compliance with Federal and State law.

Part 3 – Boating and Water Use Activities

36 CFR §3.3 – Vessel Permits

1. In accordance with § 3.3, a permit is not required to operate a vessel in the Park.

Justification: No exceptions designated.

36 CFR § 3.7 – Personal Flotation Device (PFD)

1. In accordance with § 3.7(b), the Superintendent has designated that PFDs are required during the following times, locations, and activities:
 - A. During NPS led interpretive tours or programs.

Justification: PFD use insures visitor safety during park led programs and when operating watercraft.

36 CFR § 3.8 – Vessel Operations

1. In accordance with § 3.8(a)(2), the Superintendent has designated the following sites for launching and recovering vessels:
 - A. Boats on trailers may be launched and recovered at the Great Kills Park Boat Ramp. Conditions of use are as follows:
 - 1) Use of the facility is by permit only.
 - 2) Boat launch is not for commercial use.
 - 3) Vehicles parked at the facility must have a trailer attached. Trailers may not be parked in other parking lots.
 - 4) Vehicles may not park more than 48 hours.

Justification: Permits and conditions are needed to regulate the use of the boat ramps so that services are provided to visitors on a fair and equitable basis.

- B. Boats and vessels may be launched and recovered by hand at the following locations. Permits and/or fees may apply:
 - 1) Jamaica Bay Plumb Beach.
 - 2) Floyd Bennett Field Mill Basin inlet (permit required).
 - 3) Floyd Bennett Field Seaplane ramp.
 - 4) Riis Landing (permit required).
 - 5) Rockaway Point Cove.
 - 6) Rockaway Point Yacht Club (permit required).
 - 7) Canarsie Pier.
 - 8) Jamaica Bay North Channel.
 - 9) Ocean beaches (cannot launch from lifeguarded swimming beach).
 - 10) Sandy Hook Bayside Area C and Horseshoe Cove.
 - 11) Great Kills Park Boat Ramp.

Justification: These boating restrictions are in place to limit user conflicts, limit resource damage and to provide for the safety of park visitors utilizing the park beaches.

- C. Boats may be docked at the following locations:
 - 1) Great Kills Marina (Staten Island Unit).
 - 2) Great Kills Park (Staten Island Unit).
 - 3) Gateway Marina (Jamaica Bay Unit).

Justification: The regulations are in place to allow park visitors the opportunity to dock their boats while enjoying the park. These locations are designated to prevent boater from mooring off in administrative or prohibited areas.

Note: Cost and requirements for docking are set by the concessionaire and approved by the NPS.

36 CFR § 3.9 – Personal Watercraft (PWC)

1. In accordance with § 3.9, the Superintendent may allow PWC use at Gateway NRA if promulgated by special regulations. No special regulations have been established, so PWC use is prohibited.

Justification: No exceptions designated.

36 CFR § 3.12 – Towing Persons for Water Skiing or Similar Activities

1. In accordance with § 3.12(a), the towing of persons by vessels is prohibited.

Justification: No exceptions designated.

36 CFR § 3.16 – Swimming and Wading

1. In accordance with § 3.16, the Superintendent has established the following closures and restrictions:
 1. Swimming from vessels to ocean side beaches or swimming from ocean side beaches to vessels is prohibited within the view shed of on-duty lifeguards.
 2. Swimming from vessels to beaches that are closed for the protection of shorebirds, other park resources, or for public safety is prohibited.

Justification: Visitors swimming outside protected areas or from vessels draws lifeguard attention away from the protected areas.

Note: Park visitors are encouraged to use designated swimming beaches during the times that lifeguard services are provided. It is not recommended that Park visitors swim at unguarded beaches; however, there is no prohibition against this activity.

36 CFR § 3.17 – Swimming Beach Regulations

1. In accordance with § 3.17(a), the Superintendent has designated the following conditions for swimming beaches:
 - A. Swimming Beaches are open Memorial Day Weekend through Labor Day.
 - B. Swimming Beaches are lifeguarded 10:00 am to 6:00 pm daily.
 - C. At the Jamaica Bay Unit, Riis Park Bays 1 through 14.
 - D. At the Sandy Hook Unit, Areas C, D, E, G (Gunnison) & North Beach.
 - E. At the Staten Island Unit, Great Kills Park.
 - F. Lifeguards may also staff special events such as competitions and concerts. Wherever park lifeguards are on duty, that area is designated as a swimming beach.
2. In accordance with § 3.17(c), the Superintendent has restricted the following activities or items on swimming beaches:
 - A. Glass containers.
 - B. Fishing.
 - C. Kite flying.
 - D. Scuba diving and snorkeling.
 - E. No balls, Frisbees, or similar objects are allowed in the water.
 - F. Vessels are prohibited at all designated swimming beaches.

- G. The distance visitors may swim from shore is at the discretion of lifeguards based on existing conditions.
- H. Flotation device restrictions are as follows:
 - 1) Float suits and personal flotation devices (PFDs) that incorporate 3 points of retention into their design may be used for swimming in park waters. These items typically fit over or around both shoulders and have a retention strap or part of the garment or device that fits between the legs in the groin area.
 - 2) Additional flotation devices are allowed at Riis Park and Sandy Hook Areas C, D, and E. These devices are limited to soft Boogie boards and canvas covered surf mats.
- J. Ball playing restrictions are as follows:
 - 1) Prohibited at the designated swimming beach at Great Kills Park, from Memorial Day through Labor Day, except by special use permit.
 - 2) Ball playing and Frisbee on swimming beaches may be restricted to less populated areas with the swimming beach or restricted to areas outside the designated swimming beach.

Note: A portion of Area "G" (South Gunnison) on Sandy Hook is used by visitors as a clothing optional area. While this area is not designated as clothing optional, there is no prohibition against this activity. The Park acknowledges the popularity and history of the use and advises unfamiliar visitors of this activity through signs. Nudity, outside the traditional use area, may be considered Disorderly Conduct (36 CFR §2.34(a)(2)).

36 CFR § 3.18 – Underwater Dive and Snorkeling

- 1. In accordance with § 3.18(a), underwater diving is allowed subject to the closures and restrictions designated by the Superintendent. No closures or restrictions have been put in place. In accordance with § 3.18(e), underwater diving and snorkeling will be subject to the provisions of New York and New Jersey State laws.

Justification: No exception designated.

Part 4 – Vehicles and Traffic Safety

36 CFR §4.10 – Travel on Park Roads and Routes

- A. In accordance with § 4.10(b), the Superintendent has established the following routes and areas for off-road vehicle. These routes and areas are promulgated as special regulations in § 7.29.
 - A. Sand Road and the western tip of Breezy Point.
 - B. Driving off designated roads or areas in other parts of the park is prohibited except by NPS employees operating government owned vehicles, by Federal, State and local cooperating agencies, and by service and utility vehicles, when it is necessary for the protection, maintenance and operation of park resources and facilities and is authorized by the Superintendent.

Justification: These designations are necessary to protect the natural resources and habitats of the seashore environment as well as provide for the equitable use and protection of park visitors.

- B. In accordance with § 4.10(c)(1), the use of track-laying motor vehicles, or other motor vehicles equipped with a similar traction device are prohibited.

Justification: No exceptions designated.

36 CFR § 4.11 – Vehicle Load, Weight and Size Limits

- 1. In accordance with § 4.11(a), the load, weight and size limits established by the State of New York and the State of New Jersey apply to vehicles operated on park roads. The Superintendent has

not designated more restrictive limits; however, a permit is required to operate vehicles which exceed the designated load, weight and size restrictions.

Justification: No exceptions designated.

36 CFR § 4.21 – Speed Limits

1. In accordance with § 4.21(b), the Superintendent has established the following speeds limits for the routes/roads indicated:

Jamaica Bay Unit

A. Floyd Bennett Field	25 mph
B. Fort Tilden	
1) Heinzelman Road	15 mph
2) Haan Road	15 mph
3) Hero Road	15 mph
C. Jamaica Bay Wildlife Refuge	15 mph (parking lot)
D. Canarsie Pier	15 mph (all areas)
E. Jacob Riis Park	15 mph (parking lots and service roads)
F. Hamilton Beach	15 mph (along road)
G. Sand Road and BP Tip Beach ORV Areas	10 mph
H. North Channel Bridge in Broad Channel	10 mph (parking lot)

Sandy Hook Unit

A. Hartshorne Drive	
1) Northbound from Rt. 36 to the Ranger Station	35 mph
2) Northbound from Ranger Station to South Maintenance	35 mph
3) Northbound from South Maintenance to Atlantic Drive	45 mph
4) Northbound from Atlantic Drive to Guardian Park	35 mph
5) Northbound from Guardian Park to U.S. Coast Guard Gate	25 mph
6) Southbound from USCG Gate to Guardian Park	25 mph
7) Southbound from Guardian Park to Atlantic Drive	35 mph
8) Southbound from Atlantic Drive to Ranger Station	45 mph
9) Southbound from Ranger Station to Rt. 36	35 mph
B. Atlantic Drive	
1) Northbound (except on curves as posted by signs)	35 mph
2) Southbound (except on curves as posted by signs)	35 mph
C. Magruder Road	25 mph
D. Gunnison Road	25 mph
E. MAST Way and MAST service roads	15 mph
F. Hudson Drive	25 mph
G. Hudson Road	25 mph
H. Pennington Street	15 mph
I. Lawson Lane	15 mph
J. Kessler Road	15 mph
K. Kearney Road	25 mph
L. McNair Road	15 mph
M. Mercer Road	15 mph
N. Canfield Road	25 mph
O. North Bragg Drive	15 mph
P. South Bragg Drive	25 mph
Q. Randolph Drive (Water Plant Rd)	15 mph
R. All parking areas & access roads	15 mph
S. Fee Plaza	15 mph

Staten Island Unit

- A. Fort Wadsworth
 - 1) New York Avenue 25 mph
 - 2) New Mexico Court 15 mph
 - 3) Mont Sec Avenue 15 mph
- B. Great Kills Park
 - 1) Buffalo Street 25 mph
 - 2) Harbor Road 15 mph
- C. Crookes Point access roads 15 mph
- D. Miller Field 15 mph

Justification: Speed limits are established to provide for the safety of visitors on and around routes, roads and parking areas and to protect park resources and assets.

36 CFR § 4.30 – Bicycles

- 1. In accordance with § 4.30(a), all park roads and parking areas are open to bicycle use. The Superintendent has also designated the following routes as open to bicycle use:
 - A. Greenway paths.
 - B. Multi-use pathways.

Justification: Multi-use pathways and greenways were designed in developed areas to provide alternative transportation methods and recreational opportunities. These routes underwent public review and were designed in consideration of the parks natural and scenic values and the safety of park visitors. Use of bicycles on these pathways will not disturb wildlife or harm park resources.

- 2. In accordance with § 4.30(b), bicycle use is prohibited in all undeveloped areas.

Justification: No exception designated.

- 3. In accordance with § 4.30(d)(3), the Superintendent has established the following conditions for riding a bicycle abreast of another rider:
 - A. Bicycles may be ridden abreast of another rider under the following conditions:
 - 1) Riders are obeying established traffic regulations.
 - 2) The center line is not crossed, or if no center line exists, riders are keeping to the right.
 - 3) Riders are not creating a hazard and/or impeding traffic.

Justification: These restrictions are in place to provide for the safety of bicycle riders, pedestrians and motor vehicle operators and to mitigate user conflicts.

36 CFR § 4.31 – Hitchhiking

- 1. In accordance with § 4.31, hitchhiking is prohibited in the Park.

Justification: No exceptions designated.

36 CFR § 7 – Special Regulations

- 1. In accordance with § 7.29(a), the Superintendent has established the following beaches and over sand routes for off road vehicle use:
 - A. Sand road and western tip of Breezy Point
- 2. In accordance with § 7.29(b)(6), the Superintendent has established the following limit on the number of oversand permits:

- A. 750 Special Use Permits for Off Road Vehicles will be issued annually
- 1) Vehicle permit are required September 1 through March 14 to access the beach, and all year to access the sand parking lot. The beach is closed to vehicles during the remainder of the year.
 - 2) Off Road Vehicle Permits are only issued for fishing access.

Justification: *Vehicle operation limits are necessary for the protection of the coastal habitat.*

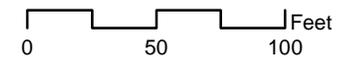
**APPENDIX A:
Maps of Designated First Amendment Areas**



Jamaica Bay Wildlife Refuge

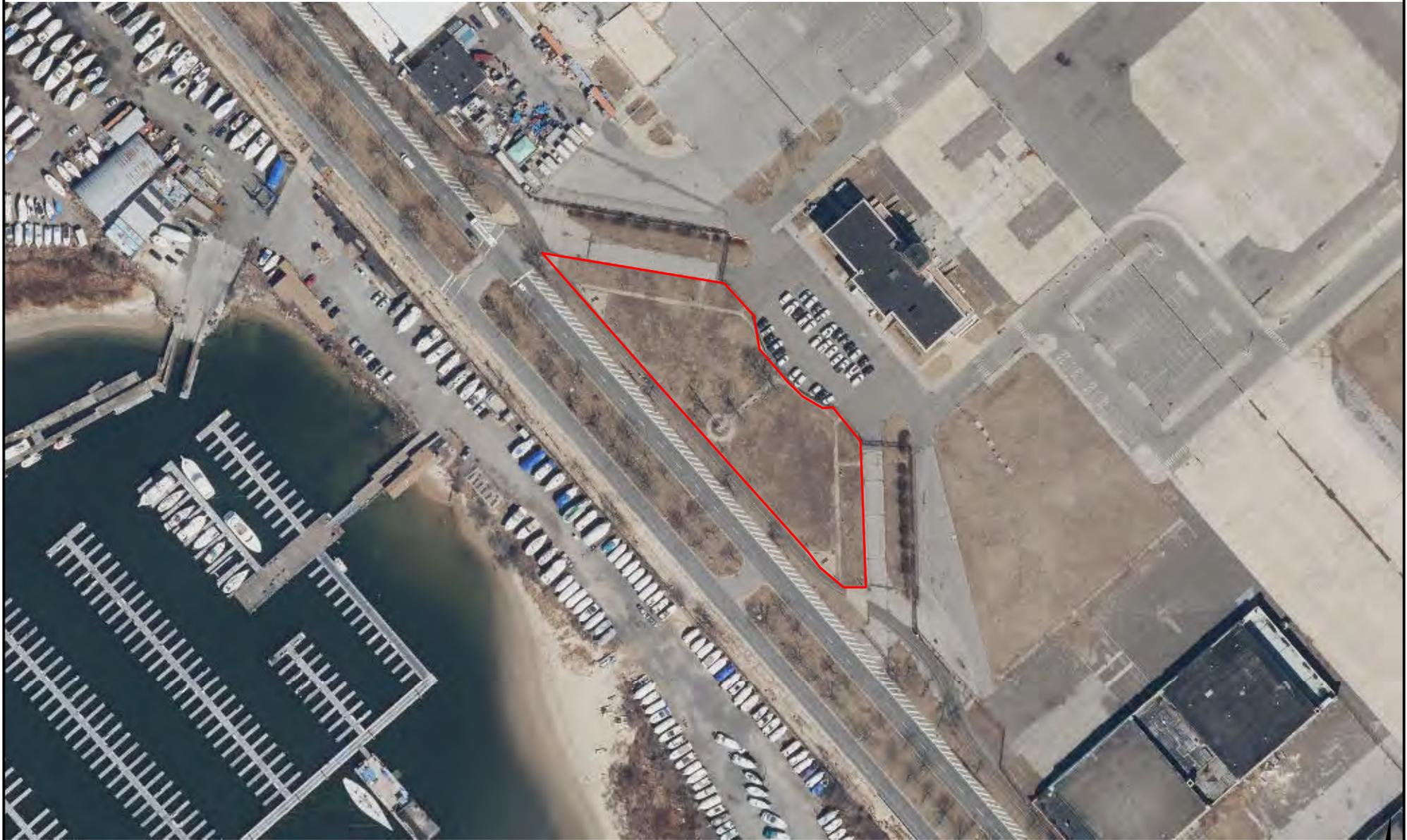


 First Amendment Area

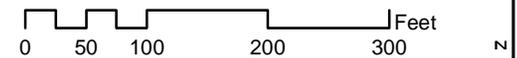




Floyd Bennett Field - Ryan Center



 First Amendment Area





Miller Field



 First Amendment Area





Great Kills Park



 First Amendment Area

0 50 100 Feet





Fort Wadsworth



 First Amendment Area

0 50 100 200 Feet

N



Sandy Hook - Nike Radar Site



 First Amendment Area





Sandy Hook - Guardian Park



 First Amendment Area





Sandy Hook - Fort Hancock



 First Amendment Area



N