The regulations covered in this part 327 shall be applicable to all water resources development projects, completed or under construction, administered by the Chief of Engineers, and to those portions of jointly administered water resources development projects which are under the administrative jurisdiction of the Chief of Engineers. ALL OTHER FEDERAL, STATE AND LOCAL LAWS AND REGULATIONS REMAIN IN FULL FORCE AND EFFECT WHERE APPLICABLE TO THESE WATER RESOURCES DEVELOPMENT PROJECTS.

327.1 Policy.
(a) It is the policy of the Secretary of the Army, acting through the Chief of Engineers, to manage the natural, cultural, and developed resources of such project in the public interest, providing the public with safe and healthful recreational opportunities while protecting and enhancing those resources.

(b) Unless otherwise indicated in this part, the term “District Commander” shall include the authorized representative of the District Commander.

(c) The term “project” or “water resources development project” refers to the water areas of any water resources development project administered by the Chief of Engineers, with regard to ownership of underlying land, to all lands owned in fee by the United States or held by the United States or any法人 or other jurisdiction or any State or local jurisdiction or by the United States or any法人 or other jurisdiction or any State or local jurisdiction for the purpose of development or maintenance of such project.

(d) At designated recreation areas, vehicles shall be used only to enter or leave the area or to individual sites or facilities unless otherwise posted.

(e) Except as authorized by the District Commander, no person shall operate any vessel or watercraft without a proper and effective exhaust muffler as defined by state and local laws, or with an exhaust muffler cutout open, or in any other manner which renders the exhaust muffler ineffective in muffling the sound of engine exhaust.

(f) Aircraft used in emergency rescue in accordance with the directions of the District Commander, or aircraft forced to land due to circumstances beyond the control of the operator are exempt from this provision.

(g) No person shall operate any aircraft while on or above project waters or project lands in a careless, negligent, or reckless manner so as to endanger any person, property or environmental feature.

(h) Nothing in this section shall be deemed to be a waiver of such authority as the District Commander is prohibited. This provision shall not be applicable to aircraft engaged on official Federal, state or local government or law enforcement agencies, or aircraft engaged on emergency rescue in accordance with the directions of the District Commander, or aircraft forced to land due to circumstances beyond the control of the operator.

(i) If the operator of an aircraft is trespassing or otherwise violating the provisions of the appropriate federal or state law, any person may remove the aircraft from project lands and waters.

(j) No person shall operate or permit the operation of any aircraft or watercraft, for a fee or profit upon project waters or lands or prohibited except as authorized by permit, lease, license, or other written agreement or in accordance with the Department of the Army. This provision shall not apply to the operation of commercial tugs or passenger-carrying vessels not based at a Corps project which utilize project waters as a link in continuous transit over navigable waters of the United States.

(k) All vessels, or other watercraft may be operated on the project waters, except in prohibited or restricted areas, in accordance with posted rules and regulations, and including buoys. All vessels or watercraft so required by applicable Federal, state, and local laws shall display an appropriate registration on board when the vessel is on project waters.

(l) No person shall operate any vessel or other watercraft in a careless, negligent, or reckless manner so as to endanger any person, property, or environmental feature.

(m) No vessels, or other watercraft, while moored in commercial facilities, community or corporate docks, or at any fixed or permanent mooring point, may only be used for overnight occupancy when such use is incidental to recreational boating.

327.2 Vessels.
(a) This section pertains to all vessels, including, but not limited to, automobiles, trucks, busses, motorcycles, snowmobiles, all terrain vehicles, and trailers, campers, bicycles, or any other such equipment.

(b) Vehicles shall not be parked in violation of posted restrictions and regulations, or in such a manner as to obstruct or impede normal or emergency traffic movement or the parking of other vehicles, create a safety hazard, or endanger any person, property or environment.

(c) Vehicles so parked are subject to removal and impoundment at the owner's expense.

(d) The operation and parking of a vehicle on project waters is prohibited except at locations and times designated by the District Commander. Taking any vehicle through, around or beyond a restricted area sign, or any other traffic control barrier is prohibited.

(e) Vessels shall be operated in accordance with posted restrictions and regulations.

327.4 Aircraft.
(a) This section pertains to all aircraft including, but not limited to, airplanes, seaplanes, helicopters, multi-light aircraft, motorized gliders, hot air balloons, any non-powered flight devices or any other such equipment.

(b) The operation of aircraft on project lands or locations other than those designated by the District Commander is prohibited. This provision shall not be applicable to aircraft engaged on official Federal, business, state or local governments or law enforcement agencies, or aircraft engaged in emergency rescue in accordance with the directions of the District Commander. Aircraft engaged on official Federal, state or local government or law enforcement agencies are exempt from this provision.

(c) No person shall operate any aircraft while on or above project waters or project lands in a careless, negligent, or reckless manner so as to endanger any person, property or environmental feature.

(d) Nothing in this section shall be deemed to be a waiver of such authority as the District Commander is prohibited. This provision shall not be applicable to aircraft engaged on official Federal, state or local government or law enforcement agencies, or aircraft engaged in emergency rescue in accordance with the directions of the District Commander.

(e) Aircraft engaged on official Federal, state or local government or law enforcement agencies are exempt from this provision.

327.5 Vessels.
(a) This section pertains to all vessels or watercraft, including, but not limited to, powerboats, sailboats, launches, rowboats, canoes, kayaks, personal watercraft, and any other such equipment capable of navigation on water or ice, whether in motion or at rest.

(b) The placement and/or operation of any vessel or watercraft for a fee or profit upon project waters or lands is prohibited except as authorized by permit, lease, license, or other written agreement or in accordance with the Department of the Army. This provision shall not apply to the operation of commercial tugs or passenger-carrying vessels not based at a Corps project which utilize project waters as a link in continuous transit over navigable waters of the United States.
Office. Items found must be handled in accordance with Sections 327.15 and 327.16 except for non-identifiable items such as coins of value less than $25.

(e) Unauthorized livestock are subject to impoundment and removal in accordance with Sections 327.15 and 327.16.

(f) Any animal impounded under the provisions of this section may be confined at a place designated by the District Commander, who may assess a reasonable impoundment fee. This fee shall be paid before the impounded animal is returned to its owner(s).

(g) Wild or exotic pets and animals (including but not limited to cougars, lions, bears, boars, wild cats, pumas, felines, bears, deer, rams, elk, moose, camels or any other animal which by behavior or otherwise poses a threat to public safety or deemed a public nuisance, are prohibited from project lands or waters except in areas designated by the District Commander, and are subject to removal in accordance with Federal, state and local laws.

327.12 Restrictions

The District Commander may establish and post a schedule of opening and closing times for public use areas. Any act or conduct by any person which interferes with, impedes or disrupts the use of the project or impairs the safety of any person is prohibited. Individuals who are responsible for the location and disposition of the waste must be presumed to have been abandoned and, unless proven otherwise, such presumption will be sufficient to impound the property and/or issue a citation as provided for in Sec. 327.28.

327.13 Advertisement

(a) Advertising and the distribution of printed material is allowed within project land and waters provided that a permit to do so has been issued by the District Commander and that this activity is not solely commercial advertising.

(b) For an applicant such permit shall be issued by the name of the applicant, the name of the newspaper or periodical, the place where such advertising or the distribution of printed material, the name of the participants, and any other information required by the permit application form. Permit conditions and provisions are available from the District Commander.

(c) Vessels and vehicles with semipermanent or permanent painted or installed signs are exempt as long as they are used for authorized recreational activities and comply with all other rules and regulations pertaining to vessels and vehicles.

327.15 Abandonment and impoundment of personal property

(a) All personal property of any kind shall not be abandoned, stored or left unattended upon project lands or waters. After a period of 24 hours, or after a period after a closed area has been posted by the District Commander, property may not be disposed of until diligent effort has been made to find the owner, heirs, next of kin or legal representative(s). If the owner, heirs, next of kin or legal representative(s) are determined but not found, the property may not be disposed of or the expiration of 30 days after the date when notice, giving the location and description of the property, has been posted by the District Commander and/or registered mail to the person at the last known address. When diligent efforts to determine the owner, heirs, next of kin or legal representative(s) are not successful, the property may be disposed of without delay except that if it has a fair market value of $500 or more, the District Commander must give written notice of its intention to dispose of such property to the person last known to be the owner, heir, next of kin, or legal representative(s) who has received the notice at the storage point designated by the District Commander.

The notice sent pursuant to this section shall be conveyed into the Treasury of the United States as miscellaneous receipts.

327.16 Lost and found articles.

All articles found shall be deposited by the finder at the Manager's office or with a ranger. Any articles shall be disposed of in accordance with the procedures set forth in Sec. 327.15.

327.17 Advertisements

(1) The engaging in or solicitation of business on project land or waters without the express written permission of the District Commander is prohibited.

(b) It shall be a violation of this part to refuse to or fail to comply with the terms or conditions of any permit, license or any other written agreement issued by the District Commander.

327.19 Permits

(a) It is a violation of this part to refuse to or fail to comply with the terms or conditions of any permit or contract issued under the provisions of this part 327.5.

(b) Permits for fishing structures (issued under the authority of Sec. 327.50) of any kind whether or not one or more waters in which such structures are or may be placed are acceptable to the District Commander in the exercise of his discretion. Specific information regarding metal design policy and designated use are available at the Manager's Office. Items found must be handled in accordance with Sections 327.15 and 327.16 except for non-identifiable items such as coins of value less than $25.

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327.30 Shoreline Management on Civil Works Projects

(a) Purpose. The purpose of this regulation is to provide policy and guidance on management of shorelines of Civil Works projects where 36 CFR Part 327 is applicable.

(b) Where such fees are charged, the District Commander shall ensure that clear notice of fee requirements is prominently posted at each area, and at appropriate locations therein and that the notice is included in publications distributed in such areas. Failure to pay authorized recreation use fees as established pursuant to Pub. L. 88-578, 78 Stat. 897, as amended (16 U.S.C. 460a-6a), is prohibited and is punishable by a fine of not more than $100.

(c) Permits to pay authorized day use fees, and/or properly display applicable receipt, permit or pass is prohibited.

(d) Any Golden Age or Golden Access Passport permits shall be entitled, upon presentation of such a permit, to utilize special recreation facilities at a rate of 50 percent off the established use fee at Federally operated areas. fraudulently use of a Golden Age or Golden Access Passport is prohibited.

327.24 Interference with Government employees.

(a) It is a Federal crime pursuant to the provisions of sections 111 and 1114 of Title 18, United States Code, to forcibly assault, resist, oppose, impede, intimidate, or interfere with, attempt to kill or kill any civilian official or employee of the U.S. Army Corps of Engineers engaged in the performance of his or her official duties, or on account of the performance of his or her official duties. Such interference or obstruction directed against a Federal employee while carrying out the regulations in this part also is a violation of such regulations and may be a state crime pursuant to the laws of the state where they occur.

(b) Failure to comply with a lawful order issued by a Federal employee acting pursuant to the regulations in this part shall be considered as interference with that employee while engaged in the performance of his or her official duties. Such interference with a Federal employee shall be considered as interference directed against a Federal employee while carrying out the regulations in this part also is a violation of such regulations and may be a state crime pursuant to the laws of the state where they occur.

327.25 Violations of rules and regulations.

(a) Any person who violates the provisions of this regulation shall, other than for a failure to pay authorized recreation use fees as separately provided for in Sec. 327-23, may be punished by a fine of not more than $5,000 or imprisonment for not more than six months in either case and may be fined and sentenced in accordance with the provisions of section 3401 of Title 18, United States Code. Persons designated by the District Commander shall have the authority to issue a citation for violation of the regulations in this part, requiring any person charged with the violation to appear before the United States Magistrate within whose jurisdiction the affected water resources development project is located (16 U.S.C. 460d).

(b) Any person who commits an act against any official or employee of the U.S. Army Corps of Engineers that is a crime under the provisions of sections 111 and 1114 of Title 18, United States Code or under provisions of pertinent state law may be tried and sentenced as further provided under Federal or state law, as the case may be.

327.26 State and local laws.

(a) Except as otherwise provided in this part or by Federal law or regulation, state and local laws and ordinances shall apply on project lands and waters. This includes, but is not limited to, state and local laws and ordinances governing:

(1) Operation and use of motor vehicles, vessels, and aircraft;
(2) Hunting, fishing and trapping;
(3) Use or possession of firearms or other weapons;
(4) Civil disobedience and criminal acts;
(5)6) Listening, surveillance and pollution; and
(7) Alcohol or other controlled substances.

(b) These state and local laws and ordinances are enforced by those state and local enforcement agencies established and authorized for that purpose.

327.27 Violation.

(a) Purpose. The purpose of this regulation is to provide policy and guidance on management of shorelines of Civil Works projects where 36 CFR Part 327 is applicable.

(4) Civil disobedience and criminal acts;
(5) Listening, surveillance and pollution; and
(6) Alcohol or other controlled substances.

(b) These state and local laws and ordinances are enforced by those state and local enforcement agencies established and authorized for that purpose.

327.27 (Reserved)

327.28 (Reserved)

327.29 (Reserved)

A violation of the provisions of this regulation shall subject the violator to a fine of not more than $500.00 or imprisonment for not more than 6 months, or both.

In the interest of more effective resource management and to increase the overall enjoyment of the visitor experience available at Corps of Engineers water resources development projects, the preceding rules and regulations have been established. Your observance of these rules while a visitor to these projects will make your visit and the visits of others more pleasant and enjoyable.

These portions of the navigable waters of the United States where this provision is applicable are those portions of this designation in the vicinity of the appropriate Manager's office.

(c) Permits for non-floating structures (issued under the authority of Sec. 327.30) of any kind constructed, placed in or affecting waters of water resources development projects where such waters are deemed navigable waters of the United States, shall be issued so as not to conflict with the purposes of this section. If a discharge of dredged or fill material into any water of the United States is involved, a permit is required under section 404 of the Clean Water Act (33 U.S.C. 1344). (See 33 CFR parts 320 through 330)

(d) Permits for non-floating structures issued under the authority of Sec. 327.30 of any kind in waters of waters resources development projects, where such waters are under the management of the Corps of Engineers and where such waters are not deemed navigable waters of the United States, shall be issued so as not to conflict with the purposes of this section. If a discharge of dredged or fill material into any water of the United States is involved, a permit is required under section 404 of the Clean Water Act (33 U.S.C. 1344). (See 33 CFR parts 320 through 330).

A complete copy of 327.30 is available at the Resource Manager's Office, Division Office or from HQUSACE CECW-ON, Washington, DC 20314-1000.