

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# S. 1818

To establish the Ohio & Erie Canal National Heritage Corridor in the State of Ohio as an affiliated area of the National Park System, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 2 (legislative day, JANUARY 25), 1994

Mr. METZENBAUM (for himself and Mr. GLENN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To establish the Ohio & Erie Canal National Heritage Corridor in the State of Ohio as an affiliated area of the National Park System, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Ohio & Erie Canal  
5 National Heritage Corridor Act of 1994”.

6       **SEC. 2. FINDINGS AND PURPOSE.**

7       (a) FINDINGS.—Congress finds the following:

8               (1) The Ohio & Erie Canal, which opened for  
9       commercial navigation in 1832, was the first inland

1 waterway to connect the Great Lakes at Lake Erie  
2 with the Gulf of Mexico via the Ohio and Mississippi  
3 Rivers and was part of a canal network in Ohio that  
4 was one of the most extensive and successful sys-  
5 tems in America during a time when canals were es-  
6 sential to the growth of the Nation.

7 (2) The Ohio & Erie Canal spurred economic  
8 growth in the State of Ohio that took the State from  
9 near bankruptcy to the third most economically  
10 prosperous State in the Union in just 20 years.

11 (3) A 4-mile section of the Ohio & Erie Canal  
12 was designated a National Historic Landmark in  
13 1966 and other portions of the Ohio & Erie Canal  
14 and many associated structures were placed on the  
15 National Register of Historic Places.

16 (4) In 1974, 19 miles of the Ohio & Erie Canal  
17 were declared nationally significant under National  
18 Park Service new area criteria with the designation  
19 of Cuyahoga Valley National Recreation Area.

20 (5) The National Park Service determined that  
21 the Ohio & Erie Canal is nationally significant in a  
22 1975 study entitled "Suitability/Feasibility Study,  
23 Proposed Ohio & Erie Canal".

24 (6) A 1993 special resource study of the Ohio  
25 & Erie Canal Corridor conducted by the National

1 Park Service entitled “A Route to Prosperity” con-  
2 cluded that the corridor is eligible as a National  
3 Heritage Corridor, an affiliated unit of the National  
4 Park System.

5 (b) PURPOSE.—The purpose of this Act is—

6 (1) to preserve and interpret for the educational  
7 and inspirational benefit of present and future gen-  
8 erations the unique and significant contributions to  
9 our national heritage of certain historic and cultural  
10 lands, waterways, and structures within the 87-mile  
11 Ohio & Erie Canal Corridor between Cleveland and  
12 Zoar; and

13 (2) to provide a management framework to as-  
14 sist the State of Ohio and its political subdivisions  
15 in developing and implementing an integrated Cor-  
16 ridor Management Plan and developing policies and  
17 programs that will preserve, enhance, and interpret  
18 the cultural, historical, natural, recreation, and sce-  
19 nic resources of the corridor.

20 **SEC. 3. DEFINITIONS.**

21 For the purposes of this Act—

22 (1) the term “corridor” means the Ohio & Erie  
23 Canal National Heritage Corridor established under  
24 section 4;

1           (2) the term “Commission” means the Ohio &  
2 Erie Canal National Heritage Corridor Commission  
3 established under section 5; and

4           (3) the term “Corridor Management Plan”  
5 means the management plan developed under section  
6 8.

7 **SEC. 4. OHIO & ERIE CANAL NATIONAL HERITAGE COR-**  
8 **RIDOR.**

9           (a) ESTABLISHMENT.—There is established in the  
10 State of Ohio the Ohio & Erie Canal National Heritage  
11 Corridor.

12           (b) BOUNDARIES.—

13           (1) IN GENERAL.—The boundaries of the cor-  
14 ridor are generally the route of the Ohio & Erie  
15 Canal from Cleveland to Zoar, Ohio, as depicted in  
16 the 1993 National Park Service special resources  
17 study entitled “A Route to Prosperity”.

18           (2) DETAIL.—The boundaries shall be specified  
19 in detail in the Corridor Management Plan, prepared  
20 and approved pursuant to section 7(a).

21           (c) ADMINISTRATION.—The corridor shall be admin-  
22 istered in accordance with this Act.

23 **SEC. 5. THE OHIO & ERIE CANAL NATIONAL HERITAGE**  
24 **CORRIDOR COMMISSION.**

25           (a) ESTABLISHMENT.—

1           (1) IN GENERAL.—There is established the  
2 Ohio & Erie Canal National Heritage Corridor Com-  
3 mission.

4           (2) RESPONSIBILITIES.—The Commission shall  
5 assist Federal, State, and local authorities and the  
6 private sector in developing and implementing an in-  
7 tegrated management plan for the corridor.

8           (b) MEMBERSHIP.—The Commission shall be com-  
9 posed of 21 members, including—

10           (1) the Director of the National Park Service,  
11 ex officio, or a delegate of the Director;

12           (2) 2 individuals appointed by the Secretary  
13 from recommendations submitted by the Governor of  
14 Ohio, who shall be representatives of the Directors  
15 of the Ohio Department of Natural Resources and  
16 the Ohio Historical Society;

17           (3) 8 individuals appointed by the Secretary  
18 from recommendations submitted by the county  
19 commissioners or county chief executive of the Ohio  
20 counties of Cuyahoga, Summit, Stark, and  
21 Tuscarawas, of which—

22           (A) 4 individuals shall be representatives  
23 of the Planning offices of each county; and

24           (B) 4 individuals shall represent a municipi-  
25 pality in each of the counties;

1           (4) 3 individuals appointed by the Secretary  
2 from recommendations submitted by the county or  
3 metropolitan park boards of the Ohio counties of  
4 Cuyahoga, Summit, and Stark;

5           (5) 1 individual with knowledge and experience  
6 in the field of historic preservation, appointed by the  
7 Secretary from recommendations made by the Direc-  
8 tor of the National Park Service;

9           (6) 1 individual with knowledge and experience  
10 in the field of historic preservation, appointed by the  
11 Secretary from recommendations made by the Ohio  
12 Historic Preservation Officer;

13           (7) 1 individual who shall be a director of a  
14 convention and tourism bureau from within the cor-  
15 ridor, appointed by the Secretary from recommenda-  
16 tions made by the Director of the Ohio Department  
17 of Travel and Tourism; and

18           (8) 4 individuals appointed by the Secretary  
19 from recommendations submitted by the Greater  
20 Cleveland Growth Association, the Akron Regional  
21 Development Board, the Stark Development Board,  
22 and the Tuscarawas County Chamber of Commerce,  
23 who shall represent business and industry in each of  
24 the 4 counties.

25           (c) PERIOD OF APPOINTMENT.—

1           (1) IN GENERAL.—Except as provided in para-  
2           graph (2), members of the Commission shall be ap-  
3           pointed for terms of 3 years and may be reappointed  
4           after the expiration of each term.

5           (2) INITIAL APPOINTMENTS.—The Secretary  
6           shall appoint the initial members of the Commission  
7           not later than 6 months after the date of enactment  
8           of this Act. Of the members first appointed—

9                   (A) the members appointed pursuant to  
10                  subsection (b)(3)(B) shall be appointed to a  
11                  term of 2 years and may not be reappointed to  
12                  a consecutive term;

13                  (B) the member appointed pursuant to  
14                  subsection (b)(7) shall be appointed to a term  
15                  of 2 years and may not be reappointed to a con-  
16                  secutive term; and

17                  (C) the members appointed pursuant to  
18                  subsections (b)(5) and (b)(8) shall be appointed  
19                  to a term of 2 years and may be reappointed.

20           (d) VACANCIES.—

21           (1) IN GENERAL.—Except as provided in para-  
22           graph (2), a vacancy in the Commission shall be  
23           filled in the manner in which the original appoint-  
24           ment was made.

1           (2) LIMITATIONS.—Any member appointed to  
2 fill a vacancy occurring before the expiration of the  
3 term for which the predecessor of such vacancy was  
4 appointed shall be appointed only for the remainder  
5 of such term. Any member of the Commission ap-  
6 pointed for a definite term may serve after the expi-  
7 ration of the term until a successor has taken office.

8           (e) PERSONNEL MATTERS.—

9           (1) COMPENSATION OF MEMBERS.—Each mem-  
10 ber of the Commission who is not an officer or em-  
11 ployee of the Federal Government shall serve with-  
12 out compensation. Each member of the Commission  
13 who is an officer or employee of the Federal Govern-  
14 ment shall serve without compensation in addition to  
15 that received for their service as officers or employ-  
16 ees of the Federal Government.

17           (2) TRAVEL EXPENSES.—The members of the  
18 Commission shall be allowed travel expenses, includ-  
19 ing per diem in lieu of subsistence, at rates author-  
20 ized for persons employed intermittently in the Gov-  
21 ernment service under section 5703 of title 5, Unit-  
22 ed States Code.

23           (f) CHAIRPERSON.—The members of the Commission  
24 shall elect a Chairperson from among the members of the  
25 Commission. The Chairperson shall serve in such capacity

1 until the expiration of the term of the member elected as  
2 Chairperson.

3 (g) QUORUM.—Eleven members of the Commission  
4 shall constitute a quorum. The affirmative vote of not less  
5 than 11 members of the Commission shall be required to  
6 approve the budget of the Commission.

7 (h) MEETINGS.—The Commission shall meet at least  
8 quarterly at the call of the chairperson or 11 of its mem-  
9 bers. Meetings of the Commission shall be subject to sec-  
10 tion 552b of title 5, United States Code (relating to open  
11 meetings).

12 (i) STAFF.—

13 (1) IN GENERAL.—The Commission may, with-  
14 out regard to civil service laws and regulations, ap-  
15 point and fix the compensation of such staff as may  
16 be necessary to enable the Commission to carry out  
17 its duties. The Commission shall appoint a Director  
18 and such specialists the Commission considers nec-  
19 essary or appropriate in such areas as planning,  
20 community development, interpretive services, his-  
21 toric preservation, recreation, natural resources,  
22 commerce and industry, education, financing, and  
23 public relations.

24 (2) COMPENSATION.—The Commission may fix  
25 the compensation of the Director and other person-

1 nel without regard to the provisions of chapter 51  
2 and subchapter III of chapter 53 of title 5, United  
3 States Code, relating to classification of positions  
4 and General Schedule pay rates, except that no indi-  
5 vidual so appointed may receive pay in excess of the  
6 annual rate payable for grade GS-15 of the General  
7 Schedule.

8 (j) EXPERTS AND CONSULTANTS.—Subject to such  
9 rules as may be adopted by the Commission, the Commis-  
10 sion may procure temporary and intermittent services  
11 under section 3109(b) of title 5, United States Code, at  
12 rates determined by the Commission to be reasonable.

13 (k) DETAIL OF GOVERNMENT EMPLOYEES.—Upon  
14 request of the Commission, the head of any Federal agen-  
15 cy may detail, on a reimbursable basis, the personnel of  
16 such agency to the Commission to assist the Commission  
17 in carrying out its duties. The Commission may accept  
18 the services of personnel detailed from the State of Ohio,  
19 and any political subdivision thereof, and may reimburse  
20 the State or political subdivision for the services.

21 (l) ADMINISTRATIVE SUPPORT.—The Administrator  
22 of General Services shall provide such administrative sup-  
23 port services as the Commission may request, on a reim-  
24 bursable basis.

1 **SEC. 6. POWERS OF THE COMMISSION.**

2 (a) HEARINGS.—The Commission may, for the pur-  
3 pose of carrying out this Act, hold such hearings, sit and  
4 act at such times and places, take such testimony, and  
5 receive such evidence, as the Commission considers appro-  
6 priate. The Commission may not issue subpoenas or exer-  
7 cise subpoena authority.

8 (b) BYLAWS.—The Commission may make such by-  
9 laws, rules, and regulations, consistent with this Act, as  
10 it considers necessary to carry out its functions under this  
11 Act.

12 (c) POWERS OF MEMBERS AND AGENTS.—Any mem-  
13 ber or agent of the Commission, if so authorized by the  
14 Commission, may take any action which the Commission  
15 is authorized to take by this Act.

16 (d) MAILS.—The Commission may use the United  
17 States mails in the same manner and under the same con-  
18 ditions as other departments and agencies of the United  
19 States.

20 (e) USE OF FUNDS TO OBTAIN MONEY.—The Com-  
21 mission may use its funds to obtain money from any  
22 source under any program or law requiring the recipient  
23 of such money to make a contribution in order to receive  
24 such money.

1 (f) RETAINING REVENUES.—The Commission may  
2 retain revenue from the sale or lease of any goods or serv-  
3 ices.

4 (g) GIFTS.—Except as provided in subsection (h), the  
5 Commission may, for the purposes of carrying out its du-  
6 ties, seek, accept, and dispose of gifts, bequests, or dona-  
7 tions of money, personal property, or services, received  
8 from any source. For purposes of section 170(c) of the  
9 Internal Revenue Code of 1986, any gift to the Commis-  
10 sion shall be deemed to be a gift to the United States.

11 (h) ACQUISITION AND DISPOSITION OF REAL PROP-  
12 erty.—

13 (1) IN GENERAL.—Except as provided in para-  
14 graphs (2) and (3), the Commission may not acquire  
15 real property, or interests in real property, in the  
16 corridor.

17 (2) CONDITIONS FOR ACQUISITION.—Subject to  
18 paragraph (3), the Commission may acquire real  
19 property, or interests in real property, in the cor-  
20 ridor—

21 (A) by gift or devise;

22 (B) by purchase from a willing seller using  
23 donated or appropriated land acquisition funds;

24 or

25 (C) by exchange.

1           (3) CONVEYANCE.—Any real property or inter-  
2           est in real property acquired by the Commission  
3           under paragraph (2) shall be conveyed by the Com-  
4           mission to an appropriate public agency or private  
5           nonprofit organization, as determined by the Com-  
6           mission—

7                   (A) as soon as practicable after such acqui-  
8                   sition; and

9                   (B) on the condition that the real property  
10                  or interest in real property limits use of the  
11                  property to uses consistent with the purpose of  
12                  this Act.

13           (4) DISPOSAL OF PROPERTY.—The Commission  
14           may with approval of the Secretary, sell any real  
15           property or interest in real property pursuant to  
16           subparagraphs (A) and (B) of paragraph (2) and re-  
17           tain the revenue from the sale.

18           (i) COOPERATIVE AGREEMENTS AND TECHNICAL AS-  
19           SISTANCE.—For the purposes of implementing the Cor-  
20           ridor Management Plan, the Commission may enter coop-  
21           erative agreements with, or provide technical assistance to,  
22           Federal agencies, the State of Ohio, political subdivisions  
23           of the State, corporations, and persons. Any such coopera-  
24           tive agreement shall, at a minimum, establish procedures  
25           for providing notice to the Commission of any action pro-

1 posed by Federal agencies, the State of Ohio, any political  
2 subdivision of the State, any corporations, or any such  
3 person which may affect the implementation of the Cor-  
4 ridor Management Plan.

5 (j) LOANS AND GRANTS.—Consistent with the pur-  
6 poses of this Act, the Commission may make loans and  
7 grants to the State of Ohio, political subdivision of the  
8 State, corporations, or persons, from appropriated funds  
9 or from funds donated or otherwise made available to the  
10 Commission. The Commission shall provide advice and as-  
11 sistance in preparation of loan or grant applications to the  
12 Commission and applications for loans or grants from  
13 other Federal or non-Federal sources in furtherance of  
14 this Act. Any loan made under this subsection shall be  
15 for a term expiring before the termination of the Commis-  
16 sion.

17 (k) TECHNICAL ADVISORY GROUPS.—Not later than  
18 1 year after the date on which the Commission holds its  
19 first meeting, the Commission shall establish public tech-  
20 nical advisory groups to assist the Commission in carrying  
21 out its duties in the areas of economic development, his-  
22 toric preservation, natural resources, tourism, recreation  
23 and open space, and transportation. The Commission may  
24 establish additional technical advisory groups as needed  
25 to carry out its duties.

1 (I) LOCAL AUTHORITY AND PRIVATE PROPERTY NOT  
2 AFFECTED.—Nothing in this Act shall be construed to af-  
3 fect or to authorize the Commission to interfere with—

4 (1) the rights of any person with respect to pri-  
5 vate property; or

6 (2) any local zoning ordinance or land use plan  
7 of the State of Ohio or a political subdivision of such  
8 State.

9 **SEC. 7. DUTIES OF THE COMMISSION.**

10 (a) CORRIDOR MANAGEMENT PLAN.—

11 (1) PERIOD FOR DEVELOPMENT.—Not later  
12 than 18 months after the date on which the Com-  
13 mission conducts its first meeting, the Commission  
14 shall submit a management plan for the corridor to  
15 the Secretary and the Governor of Ohio for review  
16 and approval.

17 (2) TECHNICAL ASSISTANCE.—The Secretary  
18 shall, upon request of the Commission, provide as-  
19 sistance to the Commission in the preparation and  
20 implementation of the plan.

21 (3) PLAN REQUIREMENTS.—The plan shall take  
22 into consideration State, county, and local plans ex-  
23 isting on the date on which the plan is prepared,  
24 and public involvement. The plan shall—

1 (A) provide an inventory that includes any  
2 property in the corridor that should be pre-  
3 served, restored, managed, developed, or main-  
4 tained because of its natural, cultural, historic,  
5 recreational, or scenic significance;

6 (B) provide an analysis of current and po-  
7 tential land uses within the corridor that affect  
8 the character of the corridor;

9 (C) determine the boundaries of the cor-  
10 ridor based on the information collected pursu-  
11 ant to subparagraphs (A) and (B);

12 (D) establish standards and criteria appli-  
13 cable to the construction, preservation, restora-  
14 tion, alteration, and use of significant prop-  
15 erties within the corridor;

16 (E) include a heritage interpretation plan  
17 to interpret the resources and values of the cor-  
18 ridor, and provide for appropriate educational,  
19 recreational, and tourism opportunities and de-  
20 velopment;

21 (F) contain policies for land use manage-  
22 ment that consider and detail the application of  
23 appropriate land and water management tech-  
24 niques not limited to local zoning, use of ease-  
25 ments, and intergovernmental cooperative

1 agreements, so as to protect and enhance the  
2 historic, cultural, natural, scenic, and rec-  
3 reational resources of the corridor in a manner  
4 consistent with supporting economic develop-  
5 ment efforts;

6 (G) include a public access and transpor-  
7 tation plan that integrates corridor resources  
8 within and outside corridor boundaries;

9 (H) contain a coordination and consistency  
10 component which details the way in which local,  
11 State, and Federal programs will be coordi-  
12 nated to promote the purposes of this Act; and

13 (I) contain a Federal, State, and local gov-  
14 ernment implementation plan that includes cost  
15 estimates, schedules, and a commitment of re-  
16 sources for its accomplishment.

17 (b) APPROVAL OF THE PLAN BY SECRETARY.—

18 (1) IN GENERAL.—Not later than 90 days after  
19 receiving the plan from the Commission, the Sec-  
20 retary shall approve or disapprove a plan submitted  
21 under subsection (a).

22 (2) CRITERIA FOR DECISION.—The Secretary  
23 shall approve a plan only if the Secretary finds that  
24 the plan, if implemented, would adequately protect

1 the significant natural, cultural, historic, rec-  
2 reational, and scenic resources of the corridor.

3 (3) FACTORS RELATING TO APPROVAL.—In de-  
4 termining whether or not to approve the plan, the  
5 Secretary shall consider whether—

6 (A) the Commission has afforded adequate  
7 opportunity for public involvement in the prepa-  
8 ration of the plan; and

9 (B) adequate assurances have been re-  
10 ceived from State and local government officials  
11 that the implementation program identified in  
12 the plan will be initiated within a reasonable  
13 time after the date of approval of the plan and  
14 such program will ensure effective implementa-  
15 tion of the Federal, State, and local aspects of  
16 the plan.

17 (4) DISAPPROVAL.—

18 (A) IN GENERAL.—If the Secretary dis-  
19 approves the plan, the Secretary shall advise  
20 the Commission, in writing, of the reasons for  
21 the disapproval, and shall make recommenda-  
22 tions for revisions.

23 (B) RESUBMISSION.—Not later than 6  
24 months after the Commission receives notice of  
25 disapproval, the Commission shall resubmit the

1 plan to the Secretary, who shall approve or dis-  
2 approve the plan as revised in accordance with  
3 paragraphs (1) through (3).

4 (c) PRIORITY ACTIONS UNDER IMPLEMENTATION OF  
5 THE PLAN.—

6 (1) IN GENERAL.—After approval of the plan  
7 under subsection (b), the Commission shall give pri-  
8 ority to actions that—

9 (A) preserve and enhance the significant  
10 cultural and natural resources of the corridor;

11 (B) promote and provide educational, in-  
12 terpretive, and recreational opportunities con-  
13 sistent with the resources and associated values  
14 of the corridor; and

15 (C) support public and private efforts in  
16 economic development that contribute to the  
17 goals of the plan.

18 (2) ACTIONS DESCRIBED.—Priority actions to  
19 be carried out under paragraph (1) include—

20 (A) assisting the State and political sub-  
21 divisions and the private sector preserve and  
22 enhance the Ohio & Erie Canal and related re-  
23 sources;

24 (B) assisting the State and political sub-  
25 divisions and the private sector in appropriate

1 treatment of historic districts, sites, buildings,  
2 structures, and objects listed or eligible for list-  
3 ing on the National Register of Historic Places;

4 (C) assisting the State and political sub-  
5 divisions and the private sector design, con-  
6 struct, and maintain appropriate visitor use fa-  
7 cilities, interpretive exhibits, tour routes and co-  
8 ordinated signs through the corridor;

9 (D) assisting in the enhancement of public  
10 awareness and appreciation for historical, cul-  
11 tural, natural, recreational, and scenic resources  
12 and associated values of the corridor;

13 (E) encouraging the conservation of natu-  
14 ral resources and historic and scenic land-  
15 scapes;

16 (F) encouraging enhanced recreational op-  
17 portunities and economic development in the  
18 corridor in furtherance of the goals of the plan;  
19 and

20 (G) encouraging local governments to  
21 adopt policies consistent with the goals of the  
22 plan and to take actions to implement the poli-  
23 cies.

24 (d) ANNUAL REPORTS.—

1           (1) COMMISSION.—The Commission shall sub-  
2           mit an annual report to the Secretary setting forth  
3           its expenses and income and the entities to which  
4           any loans and grants were made during the year for  
5           which the report is made.

6           (2) SECRETARY.—The Secretary shall submit  
7           an annual report to Congress describing the loans,  
8           grants, and technical assistance provided under this  
9           Act. The report shall specify the amount, recipient,  
10          and purpose of any loan, grant, or technical assist-  
11          ance so provided and shall include an analysis of the  
12          adequacy of actions taken during the previous year  
13          to preserve, protect, enhance, and interpret the sig-  
14          nificant sites, buildings, structures, and objects with  
15          the area, as well as the anticipated funds and per-  
16          sonnel to be made available by the Secretary during  
17          the next fiscal year to implement this Act.

18 **SEC. 8. TERMINATION OF THE COMMISSION.**

19          (a) TERMINATION.—Except as provided in subsection  
20          (b), the Commission shall terminate on the date that is  
21          20 years after the date of the enactment of this Act. Any  
22          property or funds of the Commission remaining upon the  
23          expiration of the Commission shall be transferred by the  
24          Commission to the United States, to a State or local gov-  
25          ernment agency, to a private nonprofit organization re-

1 referred to in section 501(c)(3) of the Internal Revenue  
2 Code of 1986 which is exempt from income taxes under  
3 section 501(a) of such Code, or to any combination of the  
4 foregoing.

5 (b) EXTENSIONS.—The Commission may be extended  
6 for a period of not more than 5 years beginning on the  
7 date referred to in subsection (a) if, not later than 180  
8 days before such date—

9 (1) the Commission determines such extension  
10 is necessary in order to carry out this Act;

11 (2) the Commission submits the proposed ex-  
12 tension to the Committee on Natural Resources of  
13 the House of Representatives and the Committee on  
14 Energy and Natural Resource of the Senate before  
15 the termination date; and

16 (3) the Secretary and the Governor of the State  
17 of Ohio each approve such extension.

18 **SEC. 9. DUTIES OF THE SECRETARY.**

19 (a) TECHNICAL ASSISTANCE.—The Secretary may,  
20 upon request of the Commission, provide technical assist-  
21 ance to the Commission for—

22 (1) establishing guidelines and standards to  
23 protect, preserve, enhance, and interpret the cultural  
24 and natural resources of the corridor; and

1           (2) general administrative support in planning,  
2           finance, personnel, procurement, property manage-  
3           ment, environmental and historical compliance, and  
4           land acquisition.

5           (b) ASSISTANCE OF THE CUYAHOGA VALLEY NA-  
6           TIONAL RECREATION AREA.—

7           (1) IN GENERAL.—Upon request of the Com-  
8           mission, and subject to the availability of funds di-  
9           rectly appropriated for this purpose, or made avail-  
10          able on a reimbursable basis, the Secretary shall  
11          provide technical, financial, development, and oper-  
12          ations assistance through the Cuyahoga Valley Na-  
13          tional Recreation Area. Such assistance may in-  
14          clude—

15                (A) administrative support, such as office  
16                space and equipment;

17                (B) personnel;

18                (C) planning and design services for visitor  
19                use facilities, trails, interpretive exhibits, publi-  
20                cations, signs, and natural resource manage-  
21                ment;

22                (D) development and construction assist-  
23                ance, including visitor use facilities, trails, ex-  
24                cursion passenger rail facilities, river use and

1 access facilities, scenic byways, signs, waysides,  
2 and rehabilitation of historic structures; and

3 (E) operations functions, including inter-  
4 pretation and visitor services, maintenance, nat-  
5 ural resource management, and law enforce-  
6 ment services conducted within the boundaries  
7 of the corridor.

8 (2) COOPERATIVE AGREEMENTS.—For the pur-  
9 poses of providing assistance under paragraph (1),  
10 the Secretary may enter into cooperative agreements  
11 with any Federal, State, or local agency, corpora-  
12 tion, or person.

13 (c) LAND TRANSFERS.—The Secretary may accept  
14 transfers of real property from the Commission within the  
15 boundaries of the corridor as established in the Corridor  
16 Management Plan. Property outside the legislated bound-  
17 aries of the Cuyahoga Valley National Recreation Area  
18 that is transferred to the National Park Service by the  
19 Commission shall be added to and administered as part  
20 of the Cuyahoga Valley National Recreation Area.

21 **SEC. 10. DUTIES OF OTHER FEDERAL ENTITIES.**

22 Any Federal entity conducting or supporting activi-  
23 ties directly affecting the corridor and any entity of the  
24 State of Ohio or a political subdivision of the State of Ohio

1 acting pursuant to a grant of Federal funds or a Federal  
2 permit or agreement supporting such activities, shall—

3 (1) consult with the Secretary and the Commis-  
4 sion appointed for the corridor with respect to such  
5 activities;

6 (2) cooperate with the Secretary and the Com-  
7 mission in carrying out their duties under this Act  
8 and, to the maximum extent practicable, coordinate  
9 such activities; and

10 (3) conduct or support such activities in a man-  
11 ner which the Commission determines will not have  
12 an adverse effect on the corridor.

13 **SEC. 11. COST SHARE.**

14 (a) FEDERAL SHARE.—The Federal share of the  
15 funding provided to the Commission to carry out this Act  
16 may not exceed 50 percent of the total cost of—

17 (1) the annual administrative expenditures of  
18 the Commission;

19 (2) the annual development expenditures of the  
20 Commission to implement the Corridor Management  
21 Plan; and

22 (3) the annual land acquisition expenditures of  
23 the Commission.

1 (b) NON-FEDERAL SHARE.—The non-Federal share  
2 of the funding of the Commission may be in the form of  
3 cash, services, or in-kind contributions, fairly valued.

4 **SEC. 12. AUTHORIZATION OF APPROPRIATIONS.**

5 (a) IN GENERAL.—There is authorized to be appro-  
6 priated to the Commission—

7 (1) for the administrative expenses of the Com-  
8 mission, \$400,000 per year;

9 (2) for planning, design, construction, grants,  
10 and loans to implement the approved Corridor Man-  
11 agement Plan, \$1,500,000 per year, to remain avail-  
12 able until expended; and

13 (3) for the acquisition of real property consist-  
14 ent with the implementation of the Corridor Man-  
15 agement Plan, subject to section 7(b), \$250,000 per  
16 year, to remain available until expended.

17 (b) LIMITATION.—No amount shall be expended prior  
18 to the date on which the Secretary approves the Corridor  
19 Management Plan, except that the Commission may ex-  
20 pend funds prior to such time for—

21 (1) an 87-mile multiple use trail connecting  
22 Cleveland and Zoar, Ohio;

23 (2) 2 Heritage Visitor Centers located proximi-  
24 tate to the route of the Ohio and Erie Canal be-  
25 tween Cleveland and Zoar;

1           (3) excursion passenger rail facilities for the  
2           Cuyahoga Valley National Recreation Area provided  
3           by the nonprofit Cuyahoga Valley Scenic Railroad  
4           along rail routes connecting Cleveland and Zoar;

5           (4) the rehabilitation of sites, structures, and  
6           buildings listed or eligible for listing on the National  
7           Register of Historic Places that are located proximate  
8           to the route of the Ohio and Erie Canal and  
9           that may be threatened with loss or demolition; and

10          (5) acquisition of property, only if such prop-  
11          erty is proximate to the route of the Ohio & Erie  
12          Canal and is threatened by inappropriate develop-  
13          ment or treatment.

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