

103^D CONGRESS
2^D SESSION

H. R. 5241

To amend section 9147 of Public Law 102–396.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 7, 1994

Mrs. UNSOELD introduced the following bill; which was referred jointly to the
Committees on Armed Services and the Judiciary

A BILL

To amend section 9147 of Public Law 102–396.

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.**

4 Section 9147 of Public Law 102–396 is amended by
5 striking all text after the words, “is further modified to”
6 in the fourth line of subparagraph (a) and inserting the
7 following language: “authorize the Secretary of the Army
8 to convey to the City of North Bonneville, Washington,
9 at no further cost to the City, all right, title and interest
10 in the United States in and to—

11 “(1) any municipal facilities, utilities, fixtures,
12 and equipment for the relocated City, and any re-

1 maining lands designated as open spaces or municipi-
2 pal lots not previously conveyed to the City, specifi-
3 cally, Lots M1 through M15, M16 (the 'community
4 center lot'), M18, M19, M22, M24, S42 through
5 S45, and S52 through S60, as shown on the plats
6 of relocated North Bonneville recorded in Skamania
7 County, Washington;

8 “(2) the 'school lot' described as Lot 2, block
9 5, on the plats of relocated North Bonneville, re-
10 corded in Skamania County, Washington;

11 “(3) Parcels 2 and C, but only upon the com-
12 pletion of any environmental response actions re-
13 quired under applicable law;

14 “(4) that portion of Parcel B lying south of the
15 existing City boundary, west of the sewage treat-
16 ment plant, and north of the drainage ditch that is
17 located adjacent to the northerly limit of the Hamil-
18 ton Island landfill, provided the Secretary of the
19 Army determines, at the time of the proposed con-
20 veyance, that the Army has taken all action nec-
21 essary to protect human health and the environment;

22 “(5) such portions of Parcel H which can be
23 conveyed without a requirement for further inves-
24 tigation, inventory or other action by the Depart-

1 ment of the Army under the provisions of the Na-
2 tional Historic Preservation Act;

3 “(6) such easements as the Secretary of the
4 Army deems necessary for—

5 “(A) sewer and water line crossings of re-
6 located Washington State Highway No. 14; and

7 “(B) reasonable public access to the Co-
8 lumbia River across those portions of Hamilton
9 Island that remain under the ownership of the
10 United States;

11 “(7) The conveyances referred to in subsections
12 (a)(1), (a)(2), (a)(5) and (a)(6)(A) shall be com-
13 pleted within one hundred and eighty days after the
14 United States receives the release referred to in sub-
15 section (b)(1). All other conveyances shall be com-
16 pleted expeditiously, subject to any conditions speci-
17 fied in the applicable subsection.

18 “(b) The conveyances authorized in subsection (a) are
19 intended to resolve all outstanding issues between the
20 United States and the City of North Bonneville.

21 “(1) As a prerequisite to such conveyances, the
22 City of North Bonneville shall execute an acknowl-
23 edgement of payment of just compensation and shall
24 execute a release of any and all claims for relief of
25 any kind against the United States growing out of

1 the relocation of the City of North Bonneville, or
2 any prior Federal legislation relating thereto, and
3 shall dismiss, with prejudice, any pending litigation,
4 if any, involving such matters.

5 “(2) Upon receipt of the City’s acknowledge-
6 ment and release referred to in subsection (b)(1),
7 the Attorney General of the United States shall dis-
8 miss any pending litigation, if any, arising out of the
9 relocation of the City of North Bonneville, and exe-
10 cute a release of any and all rights to damages of
11 any kind under the February 20, 1987, judgment of
12 the United States Claims Court, including any inter-
13 est thereon.

14 “(3) Within sixty days after the conveyances
15 authorized in subsections (a)(1) through (a)(6)(A)
16 have been completed, the City shall execute an ac-
17 knowledgement that all entitlements under those
18 subsections have been completed and shall execute a
19 release of any and all claims for relief of any kind
20 against the United States arising out of this legisla-
21 tion.

22 “(c) Beginning on the date of the enactment of this
23 Act, the City of North Bonneville, or any successor in in-
24 terest thereto, shall—

1 “(1) be precluded from exercising any jurisdic-
2 tion over any lands owned in whole or in part by the
3 United States and administered by the U.S. Army
4 Corps of Engineers in connection with the Bonne-
5 ville project; and

6 “(2) be authorized to change the zoning des-
7 ignations of, sell, or resell Parcels S35 and S56,
8 which are presently designated as open spaces.”.

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