

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2186

To establish the Ohio & Erie Canal Corridor National Heritage Corridor  
in the State of Ohio.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 3, 1995

Mr. REGULA (for himself, Mr. SAWYER, Mr. STOKES, Mr. HALL of Ohio, Mr. OXLEY, Mr. HOBSON, Mr. LATOURETTE, Mr. BROWN of Ohio, Mr. BOEHNER, Ms. PRYCE, Ms. KAPTUR, Mr. HOKE, Mr. NEY, Mr. CREMEANS, Mr. KASICH, Mr. GILLMOR, and Mr. TRAFICANT) introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To establish the Ohio & Erie Canal Corridor National  
Heritage Corridor in the State of Ohio.

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 1995”.

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 a part of a canal network in Ohio that  
4 was one of America's most extensive and successful  
5 systems during a period in history when canals were  
6 essential to the Nation's growth.

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 found the Ohio  
21 & Erie Canal nationally significant in a 1975 study  
22 entitled "Suitability/Feasibility Study, Proposed  
23 Ohio & Erie Canal".

24 (6) A 1993 Special Resources Study of the  
25 Ohio & Erie Canal Corridor conducted by the Na-

1 tional Park Service entitled “A Route to Prosperity”  
2 has concluded that the corridor is eligible as a Na-  
3 tional Heritage Corridor.

4 (7) Local governments, the State of Ohio and  
5 private sector interests have embraced the heritage  
6 corridor concept and desire to enter into partnership  
7 with the Federal Government to preserve, protect,  
8 and develop the corridor for public benefit.

9 (b) PURPOSES.—The purposes of this Act are—

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

17 (2) to encourage within the corridor a broad  
18 range of economic opportunities enhancing the qual-  
19 ity of life for present and future generations;

20 (3) to provide a management framework to as-  
21 sist the State of Ohio, its political subdivisions, and  
22 nonprofit organizations, or combinations thereof, in  
23 preparing and implementing an integrated Corridor  
24 Management Plan and in developing policies and  
25 programs that will preserve, enhance, and interpret

1 the cultural, historical, natural, recreation, and sce-  
2 nic resources of the corridor; and

3 (4) to authorize the Secretary to provide finan-  
4 cial and technical assistance to the State of Ohio, its  
5 political subdivisions, and nonprofit organizations, or  
6 combinations thereof, in preparing and implementing  
7 a Corridor Management Plan.

8 **SEC. 3. DEFINITIONS.**

9 For the purposes of this Act:

10 (1) The term “corridor” means the Ohio & Erie  
11 Canal National Heritage Corridor established by sec-  
12 tion 4.

13 (2) The term “Advisory Commission” means  
14 the Ohio & Erie Canal National Heritage Corridor  
15 Advisory Commission established by section 5.

16 (3) The term “Corridor Management Plan”  
17 means the management plan developed under section  
18 9.

19 (4) The term “Secretary” means the Secretary  
20 of the Interior.

21 (5) The term “technical assistance” means any  
22 guidance, advice, help, or aid, other than financial  
23 assistance, provided by the Secretary of the Interior.

24 (6) The term “financial assistance” means  
25 funds appropriated by Congress and made available

1 to the management entity for the purposes of pre-  
2 paring and implementing a Corridor Management  
3 Plan.

4 (7) The term “management entity” means the  
5 State of Ohio, its political subdivisions, and private  
6 nonprofit organizations, or combination thereof, as  
7 designated by the Secretary pursuant to section 7(a)  
8 to receive, distribute, and account for Federal funds  
9 appropriated for the purposes of this Act.

10 **SEC. 4. OHIO & ERIE CANAL NATIONAL HERITAGE COR-**  
11 **RIDOR.**

12 (a) ESTABLISHMENT.—There is established in the  
13 State of Ohio the Ohio & Erie Canal National Heritage  
14 Corridor.

15 (b) BOUNDARIES.—

16 (1) IN GENERAL.—The boundaries of the cor-  
17 ridor shall be composed of the lands that area gen-  
18 erally the route of the Ohio & Erie Canal from  
19 Cleveland to Zoar, Ohio, as depicted in the 1993  
20 National Park Service Special Resources Study, “A  
21 Route to Prosperity”, subject to paragraph (2). The  
22 specific boundaries shall be those specified in the  
23 management plan submitted under section 9. The  
24 Secretary shall prepare a map of the area which  
25 shall be on file and available for public inspection in

1 the office of the Director of the National Park Serv-  
2 ice.

3 (2) CONSENT OF LOCAL GOVERNMENTS.—No  
4 privately owned property shall be included within the  
5 boundaries of the corridor unless the municipality in  
6 which the property is located agrees to be so in-  
7 cluded and submits notification of such agreement to  
8 the Secretary.

9 (c) ADMINISTRATION.—The corridor shall be admin-  
10 istered in accordance with the provisions of this Act.

11 **SEC. 5. THE OHIO & ERIE CANAL NATIONAL HERITAGE**  
12 **CORRIDOR ADVISORY COMMISSION.**

13 (a) ESTABLISHMENT.—The Secretary is authorized  
14 to establish the Ohio & Erie Canal National Heritage Cor-  
15 ridor Advisory Commission (hereafter known as the Advi-  
16 sory Commission) whose purpose shall be to assist Fed-  
17 eral, State, and local authorities and the private sector in  
18 the preparation and implementation of an integrated Cor-  
19 ridor Management Plan.

20 (b) MEMBERSHIP.—The Advisory Commission shall  
21 be comprised of 21 members, as follows:

22 (1) Four individuals appointed by the Secretary  
23 after consideration of recommendations submitted by  
24 the Greater Cleveland Growth Association, the  
25 Akron Regional Development Board, the Stark De-

1 velopment Board, and the Tuscarawas County  
2 Chamber of Commerce who shall include one rep-  
3 resentative of business and industry from each of  
4 the Ohio counties of Cuyahoga, Summit, Stark, and  
5 Tuscarawas.

6 (2) One individual appointed by the Secretary  
7 after consideration of recommendations submitted by  
8 the Director of the Ohio Department of Travel and  
9 Tourism who is a director of a convention and tour-  
10 ism bureau within the corridor.

11 (3) One individual appointed by the Secretary  
12 after consideration of recommendations submitted by  
13 the Ohio Historic Preservation Officer with knowl-  
14 edge and experience in the field of historic preserva-  
15 tion.

16 (4) One individual appointed by the Secretary  
17 after consideration of recommendations submitted by  
18 the Director of the National Park Service with  
19 knowledge and experience in the field of historic  
20 preservation.

21 (5) Three individuals appointed by the Sec-  
22 retary after consideration of recommendations sub-  
23 mitted by the county or metropolitan park boards in  
24 the Ohio counties of Cuyahoga, Summit, and Stark.

1           (6) Eight individuals appointed by the Sec-  
2           retary after consideration of recommendations sub-  
3           mitted by the county commissioners or county chief  
4           executive of the Ohio counties of Cuyahoga, Summit,  
5           Stark and Tuscarawas, including—

6                   (A) from each county, one representative  
7                   of the planning offices of the county; and

8                   (B) from each county, one representative  
9                   of a municipality in the county.

10          (7) Two individuals appointed by the Secretary  
11          after consideration of recommendations submitted by  
12          the Governor of Ohio, who shall be representatives  
13          of the Directors of the Ohio Department of Natural  
14          Resources and the Ohio Department of Transpor-  
15          tation.

16          (8) The Superintendent of the Cuyahoga Valley  
17          National Recreation Area, *ex officio*.

18          (c) APPOINTMENTS.—

19               (1) IN GENERAL.—Except as provided in para-  
20               graph (2), members of the Advisory Commission  
21               shall be appointed for terms of three years and may  
22               be reappointed.

23               (2) INITIAL APPOINTMENTS.—The Secretary  
24               shall appoint the initial members of the Advisory  
25               Commission within 30 days after the date on which

1 the Secretary has received all recommendations pur-  
2 suant to subsection (b). Of the members first ap-  
3 pointed—

4 (A) the members appointed pursuant to  
5 subsection (b)(6)(B) shall be appointed to a  
6 term of two years and may not be reappointed  
7 to a consecutive term; and

8 (B) the member appointed pursuant to  
9 subsection (b)(2) shall be appointed to a term  
10 of two years and may not be reappointed to a  
11 consecutive term.

12 (d) CHAIR AND VICE CHAIR.—The chair and vice  
13 chair of the Advisory Commission shall be elected by the  
14 members of the Advisory Commission. The terms of the  
15 chair and vice chair shall be two years.

16 (e) VACANCY.—A vacancy in the Advisory Commis-  
17 sion shall be filled in the manner in which the original  
18 appointment was made. Any member appointed to fill a  
19 vacancy occurring before the expiration of the term for  
20 which their predecessor was appointed shall be appointed  
21 only for the remainder of such term. Any member of the  
22 Advisory Commission appointed for a definite term may  
23 serve after the expiration of their term until their succes-  
24 sor has taken office.

1 (f) COMPENSATION AND EXPENSES.—Members of  
2 the Advisory Commission shall serve without compensa-  
3 tion for their service on the Advisory Commission.

4 (g) QUORUM.—Eleven members of the Advisory Com-  
5 mission shall constitute a quorum.

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

11 (i) TERMINATION OF THE ADVISORY COMMISSION.—  
12 The Advisory Commission shall terminate on the date oc-  
13 curring six years after being established by the Secretary.

14 **SEC. 6. POWERS OF THE ADVISORY COMMISSION.**

15 (a) HEARINGS.—The Advisory Commission may, for  
16 the purpose of carrying out this Act, hold such hearings,  
17 sit and act at such times and places, take such testimony,  
18 and receive such evidence, as the Advisory Commission  
19 considers appropriate. The Advisory Commission may not  
20 issue subpoenas or exercise any subpoena authority.

21 (b) BYLAWS.—The Advisory Commission may make  
22 such bylaws and rules, consistent with this Act, as it con-  
23 siders necessary to carry out its functions under this Act.

24 (c) POWERS OF MEMBERS AND AGENTS.—Any mem-  
25 ber or agent of the Advisory Commission, if so authorized

1 by the Advisory Commission, may take any action which  
2 the Advisory Commission is authorized to take by this Act.

3 **SEC. 7. DUTIES OF THE ADVISORY COMMISSION.**

4 (a) MANAGEMENT ENTITY.—Upon public solicitation  
5 of proposals from entities representing the State of Ohio,  
6 its political subdivisions, and nonprofit organizations, or  
7 combination thereof, the Advisory Commission shall, with-  
8 in 90 days of its first meeting, submit a recommendation  
9 to the Secretary for designation of a management entity  
10 for the corridor pursuant to section 8.

11 (b) CORRIDOR MANAGEMENT PLAN.—Upon submis-  
12 sion of a draft Corridor Management Plan to the Advisory  
13 Commission from the management entity, the Advisory  
14 Commission shall, within 60 days, review such plan for  
15 consistency with the purposes of this Act and endorse the  
16 plan or return it to the management entity for revision.  
17 Upon endorsement of the Corridor Management Plan, the  
18 Advisory Commission shall submit such plan to the Sec-  
19 retary for approval pursuant to section 9.

20 (c) REVIEW OF BUDGET.—The Advisory Commission  
21 shall review on an annual basis the proposed expenditures  
22 of Federal funds by the management entity for consistency  
23 with the purpose of this Act and the Corridor Management  
24 Plan.

1 **SEC. 8. MANAGEMENT ENTITY.**

2 (a) DESIGNATION.—The Secretary shall designate  
3 the management entity within 30 days after the date on  
4 which the recommendation of the Advisory Commission is  
5 received pursuant to section 7(a).

6 (b) ELIGIBILITY.—To be eligible for designation as  
7 the management entity of the corridor that entity must  
8 possess the legal ability to—

9 (1) receive Federal funds for use in preparing  
10 and implementing the management plan for the cor-  
11 ridor;

12 (2) disburse Federal funds to other units of  
13 government or other organizations for use in prepar-  
14 ing and implementing the management plan for the  
15 corridor;

16 (3) account for all Federal funds received or  
17 disbursed; and

18 (4) sign agreements with the Federal Govern-  
19 ment.

20 (c) FEDERAL FUNDING.—

21 (1) AUTHORIZATION TO RECEIVE.—The man-  
22 agement entity is authorized to receive appropriated  
23 Federal funds.

24 (2) DISQUALIFICATION.—If a management plan  
25 for the corridor is not submitted to the Secretary as  
26 required under section 9 within the time specified

1 the management entity shall cease to be eligible for  
2 Federal funding under this Act until such a plan re-  
3 garding the corridor is submitted to the Secretary.

4 (d) AUTHORITIES OF MANAGEMENT ENTITY.—The  
5 management entity of the corridor may, for purposes of  
6 preparing and implementing the management plan for the  
7 area, use Federal funds made available under this Act—

8 (1) to make grants and loans to the State of  
9 Ohio, its political subdivisions nonprofit organiza-  
10 tions, and other persons;

11 (2) to enter into cooperative agreements with,  
12 or provide technical assistance to Federal agencies,  
13 the State of Ohio, its political subdivisions, nonprofit  
14 organizations and other persons;

15 (3) to hire and compensate staff;

16 (4) to obtain money from any source under any  
17 program or law requiring the recipient of such  
18 money to make a contribution in order to receive  
19 such money; and

20 (5) to contract for goods and services.

21 (e) DURATION OF ELIGIBILITY FOR FINANCIAL AS-  
22 SISTANCE.—The management entity for the corridor shall  
23 be eligible to receive funds appropriated under this Act  
24 for:

1           (1) OPERATIONS.—For a period of three years  
2 beginning on the date the Secretary has designated  
3 the management entity pursuant to subsection (c).

4           (2) DEVELOPMENT.—For a period of six years  
5 beginning on the date the Secretary has designated  
6 the management entity pursuant to subsection (c).

7           (f) PROHIBITION OF ACQUISITION OF REAL PROP-  
8 ERTY.—The management entity for the corridor may not  
9 use Federal funds received under this Act to acquire real  
10 property or any interest in real property.

11 **SEC. 9. DUTIES OF THE MANAGEMENT ENTITY.**

12           (a) CORRIDOR MANAGEMENT PLAN.—

13           (1) SUBMISSION FOR REVIEW BY ADVISORY  
14 COMMISSION.—Within 18 months after the date on  
15 which the Secretary has designated a management  
16 entity for the corridor, the management entity shall  
17 develop and submit for review to the Advisory Com-  
18 mission a management plan for the corridor.

19           (2) PLAN REQUIREMENTS.—A management  
20 plan submitted under this Act shall present com-  
21 prehensive recommendations for the conservation,  
22 funding, management, and development of the cor-  
23 ridor. The plan shall be prepared with public partici-  
24 pation. The plan shall take into consideration exist-  
25 ing Federal, State, county, and local plans and in-

1        involve residents, public agencies, and private organi-  
2        zations in the corridor. The plan shall include a de-  
3        scription of actions that units of government and  
4        private organizations are recommended to take to  
5        protect the resources of the corridor. The plan shall  
6        specify existing and potential sources of funding for  
7        the conservation, management, and development of  
8        the area. The plan also shall include the following,  
9        as appropriate:

10                (A) An inventory of the resources con-  
11                tained in the corridor, including a list of prop-  
12                erty in the corridor that should be conserved,  
13                restored, managed, developed, or maintained be-  
14                cause of the natural, cultural, or historic sig-  
15                nificance of the property as it relates to the  
16                themes of the corridor.

17                (B) A recommendation of policies for re-  
18                source management that consider and detail the  
19                application of appropriate land and water man-  
20                agement techniques, including (but not limited  
21                to) the development of intergovernmental coop-  
22                erative agreements to manage the historical,  
23                cultural, and natural resources and recreational  
24                opportunities of the corridor in a manner con-

1           sistent with the support of appropriate and  
2           compatible economic viability.

3           (C) A program, including plans for res-  
4           toration and construction, for implementation  
5           of the management plan by the management  
6           entity and specific commitments, for the first  
7           six years of operation of the plan by the part-  
8           ners identified in said plan.

9           (D) An analysis of means by which Fed-  
10          eral, State, and local programs may best be co-  
11          ordinated to promote the purposes of this Act.

12          (E) An interpretive plan for the corridor.

13          (2) APPROVAL AND DISAPPROVAL OF THE COR-  
14          RIDOR MANAGEMENT PLAN.—

15                 (A) IN GENERAL.—Upon submission of the  
16                 Corridor Management Plan from the Advisory  
17                 Commission, the Secretary shall approve or dis-  
18                 approve said plan not later than 60 days upon  
19                 receipt. If the Secretary has taken no action  
20                 after 60 days upon receipt, the plan shall be  
21                 considered approved.

22                 (B) DISAPPROVAL AND REVISIONS.—If the  
23                 Secretary disapproves the Corridor Manage-  
24                 ment Plan, the Secretary shall advise the Advi-  
25                 sory Commission, in writing, of the reasons for

1 the disapproval and shall make recommenda-  
2 tions for revision of the plan. The Secretary  
3 shall approve or disapprove proposed revisions  
4 to the plan not later than 60 days upon receipt.  
5 If the Secretary has taken no action after 60  
6 days upon receipt, the plan shall be considered  
7 approved.

8 (b) PRIORITIES.—The management entity shall give  
9 priority to the implementation of actions, goals, and poli-  
10 cies set forth in the management plan for the corridor,  
11 including—

12 (1) assisting units of government, regional plan-  
13 ning organizations, and nonprofit organizations—

14 (A) in conserving the corridor;

15 (B) in establishing and maintaining inter-  
16 pretive exhibits in the corridor;

17 (C) in developing recreational opportunities  
18 in the area;

19 (D) in increasing public awareness of and  
20 appreciation for the natural, historical, and cul-  
21 tural resources of the corridor;

22 (E) in the restoration of historic buildings  
23 that are located within the boundaries of the  
24 corridor and relate to the themes of the cor-  
25 ridor; and

1 (F) in ensuring that clear, consistent, and  
2 environmentally appropriate signs identifying  
3 access points and sites of interest are put in  
4 place throughout the corridor; and

5 (2) consistent with the goals of the manage-  
6 ment plan, encouraging economic viability in the af-  
7 fected communities by appropriate means.

8 (c) CONSIDERATION OF INTERESTS OF LOCAL  
9 GROUPS.—The management entity shall, in preparing and  
10 implementing the management plan for the corridor, con-  
11 sider the interest of diverse units of government, busi-  
12 nesses, private property owners, and nonprofit groups  
13 within the geographic area.

14 (d) PUBLIC MEETINGS.—The management entity  
15 shall conduct public meetings at least quarterly regarding  
16 the implementation of the Corridor Management Plan.

17 (e) ANNUAL REPORTS.—The management entity  
18 shall, for any fiscal year in which it receives Federal funds  
19 under this Act or in which a loan made by the entity with  
20 Federal funds under section 8(d)(1) is outstanding, sub-  
21 mit an annual report to the Secretary setting forth its ac-  
22 complishments, its expenses and income, and the entities  
23 to which it made any loans and grants during the year  
24 for which the report is made.

1           (f) COOPERATION WITH AUDITS.—The management  
2 entity shall, for any fiscal year in which it receives Federal  
3 funds under this Act or in which a loan made by the entity  
4 with Federal funds under section 8(d)(1) is outstanding,  
5 make available for audit by the Congress, the Secretary,  
6 and appropriate units of government all records and other  
7 information pertaining to the expenditure of such funds  
8 and any matching funds, and require, for all agreements  
9 authorizing expenditure of Federal funds by other organi-  
10 zations, that the receiving organizations make available  
11 for such audit all records and other information pertaining  
12 to the expenditure of such funds.

13 **SEC. 10. WITHDRAWAL OF DESIGNATION.**

14           (a) IN GENERAL.—The National Heritage Corridor  
15 designation shall continue unless—

16                 (1) the Secretary determines that—

17                         (A) the use, condition, or development of  
18 the corridor is incompatible with the purpose of  
19 this Act; or

20                         (B) the management entity of the corridor  
21 has not made reasonable and appropriate  
22 progress in preparing or implementing the man-  
23 agement plan for the corridor; and

24                 (2) after making a determination referred to in  
25 paragraph (1), the Secretary submits to the Con-

1       gress notification that the corridor designation  
2       should be withdrawn.

3       (b) PUBLIC HEARING.—Before the Secretary makes  
4 a determination referred to in subsection (a)(1) regarding  
5 the corridor, the Secretary or a designee shall hold a pub-  
6 lic hearing within the area.

7       (c) TIME OF WITHDRAWAL OF DESIGNATION.—

8           (1) IN GENERAL.—The withdrawal of the cor-  
9 ridor designation of the corridor shall become final  
10 90 legislative days after the Secretary submits to the  
11 Congress the notification referred to in subsection  
12 (a)(2) regarding the corridor.

13           (2) LEGISLATIVE DAY.—For purposes of this  
14 subsection, the term “legislative day” means any  
15 calendar day on which both Houses of the Congress  
16 are in session.

17 **SEC. 11. DUTIES AND AUTHORITIES OF FEDERAL AGEN-**  
18 **CIES.**

19       (a) DUTIES AND AUTHORITIES OF THE SEC-  
20 RETARY.—

21           (1) TECHNICAL ASSISTANCE.—

22           (A) IN GENERAL.—The Secretary may  
23 provide technical assistance to units of govern-  
24 ment, nonprofit organizations, and other per-  
25 sons, upon request of the management entity of

1 the corridor, regarding the management plan  
2 and its implementation.

3 (B) PROHIBITION OF CERTAIN REQUIRE-  
4 MENTS.—The Secretary may not, as a condition  
5 of the award of technical assistance under this  
6 section, require any recipient of such technical  
7 assistance to enact or modify land use restric-  
8 tions.

9 (C) DETERMINATIONS REGARDING ASSIST-  
10 ANCE.—The Secretary shall decide if the cor-  
11 ridor shall be awarded technical assistance and  
12 the amount of that assistance. Such decisions  
13 shall be based on the relative degree to which  
14 the corridor effectively fulfills the objectives  
15 contained in the Corridor Management Plan  
16 and achieves the purposes of this Act. Such de-  
17 cisions shall give consideration to projects which  
18 provide a greater leverage of Federal funds.

19 (2) PROVISION OF INFORMATION.—In coopera-  
20 tion with other Federal agencies, the Secretary shall  
21 provide the general public with information regard-  
22 ing the location and character of the corridor.

23 (3) OTHER ASSISTANCE.—Upon request, the  
24 Superintendent of Cuyahoga Valley National Recre-  
25 ation Area may provide to public and private organi-

1 zations within the corridor (including the manage-  
2 ment entity for the corridor) such operational assist-  
3 ance as appropriate to support the implementation  
4 of the Corridor Management Plan, subject to the  
5 availability of appropriated funds. The Secretary is  
6 authorized to enter into cooperative agreements with  
7 public and private organizations for the purposes of  
8 implementing this paragraph.

9 (b) DUTIES OF OTHER FEDERAL AGENCIES.—Any  
10 Federal entity conducting any activity directly affecting  
11 the corridor shall consider the potential effect of the activ-  
12 ity on the Corridor Management Plan and shall consult  
13 with the management entity of the corridor with respect  
14 to the activity to minimize the adverse effects of the activ-  
15 ity on the corridor.

16 **SEC. 12. LACK OF EFFECT ON LAND USE REGULATION AND**  
17 **PRIVATE PROPERTY.**

18 (a) LACK OF EFFECT ON AUTHORITY OF GOVERN-  
19 MENTS.—Nothing in this Act shall be construed to modify,  
20 enlarge, or diminish any authority of Federal, State, or  
21 local governments to regulate any use of land as provided  
22 for by law or regulation.

23 (b) LACK OF ZONING OR LAND USE POWERS.—  
24 Nothing in this Act shall be construed to grant powers

1 of zoning or land use control to the Advisory Commission  
2 or management entity of the corridor.

3 (c) LOCAL AUTHORITY AND PRIVATE PROPERTY  
4 NOT AFFECTED.—Nothing in this Act shall be construed  
5 to affect or to authorize the Advisory Commission to inter-  
6 fere with—

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

9 (2) any local zoning ordinance or land use plan  
10 of the State of Ohio or a political subdivision there-  
11 of.

12 **SEC. 13. FISHING, TRAPPING, AND HUNTING SAVINGS**  
13 **CLAUSE.**

14 (a) NO DIMINISHMENT OF STATE AUTHORITY.—The  
15 designation of the corridor shall not diminish the authority  
16 of the State to manage fish and wildlife, including the reg-  
17 ulation of fishing and hunting, and trapping within the  
18 corridor.

19 (b) NO CONDITIONING OF APPROVAL AND ASSIST-  
20 ANCE.—The Secretary may not make limitations on fish-  
21 ing, hunting, or trapping a condition of the determination  
22 of eligibility for assistance under this Act, and neither the  
23 Secretary nor any other Federal agency may make such  
24 limitations a condition for the receipt, in connection with

1 the corridor, of any other form of assistance from the Sec-  
2 retary or such agencies.

3 **SEC. 14. COST SHARE.**

4 (a) OPERATING COSTS.—The Federal contribution  
5 under this Act to the management entity for operations  
6 expenditures shall not exceed 50 percent of the annual op-  
7 erating costs of the entity attributed to preparation and  
8 implementation of the Corridor Management Plan. The  
9 non-Federal share of such support may be in the form of  
10 cash, services, or in-kind contributions, fairly valued.

11 (b) DEVELOPMENT COSTS.—The Federal contribu-  
12 tion under this Act to the management entity to imple-  
13 ment the Corridor Management Plan shall not exceed 30  
14 percent of the annual development costs attributable to  
15 the implementation of the Corridor Management Plan.  
16 The non-Federal share of such support may be in the form  
17 of cash, services, or in-kind contributions, fairly valued.

18 **SEC. 15. AUTHORIZATION OF APPROPRIATIONS.**

19 (a) IN GENERAL.—There is authorized to be appro-  
20 priated to the management entity the following:

21 (1) OPERATING COSTS.—\$250,000 annually for  
22 three years, for the operating costs of the manage-  
23 ment entity to carry out duties pursuant to section  
24 9 of this Act, which amount shall remain available  
25 until expended.

1           (2) DEVELOPMENT COSTS.—\$1,500,000 annu-  
2           ally for six years, for planning, design, construction,  
3           grants, and loans to implement the approved Cor-  
4           ridor Management Plan, which amount shall remain  
5           available until expended.

6           (b) AVAILABILITY OF MONEYS PRIOR TO SECRETAR-  
7           IAL APPROVAL OF MANAGEMENT PLAN.—Moneys may be  
8           spent prior to Secretarial approval of the Corridor Man-  
9           agement Plan for early actions that are important to the  
10          themes of the area and that protect resources that would  
11          be in imminent danger of irreversible damage without such  
12          early actions.

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