

106TH CONGRESS
1ST SESSION

S. 416

To direct the Secretary of Agriculture to convey to the city of Sisters, Oregon, a certain parcel of land for use in connection with a sewage treatment facility.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 11, 1999

Mr. SMITH of Oregon (for himself and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To direct the Secretary of Agriculture to convey to the city of Sisters, Oregon, a certain parcel of land for use in connection with a sewage treatment facility.

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. FINDINGS.**

4 Congress finds that—

5 (1) the city of Sisters, Oregon, faces a public
6 health threat from a major outbreak of infectious
7 diseases due to the lack of a sewer system;

1 (2) the lack of a sewer system also threatens
2 groundwater and surface water resources in the
3 area;

4 (3) the city is surrounded by Forest Service
5 land and has no reasonable access to non-Federal
6 parcels of land large enough, and with the proper
7 soil conditions, for the development of a sewage
8 treatment facility;

9 (4) the Forest Service currently must operate,
10 maintain, and replace 11 separate septic systems to
11 serve existing Forest Service facilities in the city of
12 Sisters; and

13 (5) the Forest Service currently administers 77
14 acres of land within the city limits that would in-
15 crease in value as a result of construction of a sewer
16 system.

17 **SEC. 2. CONVEYANCE.**

18 (a) IN GENERAL.—Not later than 1 year after the
19 date of enactment of this Act, the Secretary of Agriculture
20 shall convey to the city of Sisters, Oregon, at no cost to
21 the city except the cost of preparation of any documents
22 required by any environmental law in connection with the
23 conveyance, the parcel of land described in subsection (b).

24 (b) LAND DESCRIPTION.—The land described in this
25 subsection is the parcel of land located in—

1 (1) the SE quarter of section 09, township 15
2 south, range 10 west, W.M., Deschutes, Oregon, and
3 the portion of the SW quarter of section 09, town-
4 ship 15 south, range 10 west, W.M., Deschutes, Or-
5 egon, that lies east of Three Creeks Lake Road, but
6 not including the westernmost 500 feet of that por-
7 tion; and

8 (2) the portion of the SW quarter of section 09,
9 township 15 south, range 10 west, W.M., Deschutes
10 County, Oregon, lying easterly of Three Creeks Lake
11 Road.

12 (c) CONDITION.—The conveyance under subsection
13 (a) shall be made on the condition that the city agree to
14 conduct a public process before the final determination is
15 made regarding land use for the disposition of treated ef-
16 fluent.

17 (d) SPECIAL USE PERMIT.—Not later than 120 days
18 after the date of enactment of this Act, in compliance with
19 applicable environmental laws (including regulations), the
20 Secretary shall issue a special use permit for the land con-
21 veyed under subsection (a) that allows the city access to
22 the land for the purpose of commencing construction of
23 the sewage treatment plant.

24 (e) USE OF LAND.—

1 (1) IN GENERAL.—The land conveyed under
2 subsection (a) shall be used by the city for a sewage
3 treatment facility and for the disposal of treated ef-
4 fluent.

5 (2) OPTIONAL REVERTER.—If at any time the
6 land conveyed under subsection (a) ceases to be used
7 for a purpose described in paragraph (1), at the op-
8 tion of the United States, title to the land shall re-
9 vert to the United States.

10 **SEC. 3. SALE OF ADMINISTRATIVE LAND.**

11 (a) IN GENERAL.—Not later than 3 years after the
12 date of enactment of the Act, and notwithstanding any
13 other provision of law, the Secretary shall sell, at fair mar-
14 ket value, not less than a total of 6 acres of unimproved
15 land in the city that is currently designated for adminis-
16 trative use. There are authorized to be appropriated such
17 sums as are necessary to prepare the sale.

18 (b) DEPOSIT OF PROCEEDS.—The Secretary shall de-
19 posit the proceeds of a sale under subsection (a) in the
20 fund established by Public Law 90–171 (commonly known
21 as the “Sisk Act”) (16 U.S.C. 484a).

22 (c) USE OF PROCEEDS.—

23 (1) IN GENERAL.—Funds deposited under sub-
24 section (b) shall be available for expenditure, without
25 further Act of appropriation, as follows:

1 (A) Not more than 25 percent shall be
2 available for administrative improvements at
3 the Sisters Ranger District.

4 (B) The remainder shall be available for
5 purposes that are directly related to improving
6 the long-term condition of the watershed of
7 Squaw Creek, a tributary of the Deschutes
8 River, Oregon.

9 (2) METHOD OF EXPENDITURE.—The super-
10 visor of the Deschutes National Forest may expend
11 funds deposited under subsection (b) directly or may
12 provide the funds in the form of grants to local wa-
13 tershed councils, including the Working Group (as
14 defined in section 1025(a) of division I of the Omni-
15 bus Parks and Public Lands Management Act of
16 1996 (110 Stat. 4226)).

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