

108TH CONGRESS
2D SESSION

H. R. 2457

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 14, 2004

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To authorize funds for an educational center for the Castillo
de San Marcos National Monument, 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,*

1 **TITLE I—CASTILLO DE SAN**
2 **MARCOS NATIONAL MONU-**
3 **MENT PRESERVATION ACT**

4 **SEC. 101. SHORT TITLE.**

5 This title may be cited as the “Castillo de San Marcos
6 National Monument Preservation and Education Act”.

7 **SEC. 102. VISITOR CENTER.**

8 (a) **AUTHORIZATION.**—Subject to the availability of
9 appropriations and the project being prioritized in the Na-
10 tional Park Services 5-year, line-item construction pro-
11 gram, the Secretary of the Interior (referred to in this sec-
12 tion as the “Secretary”) may design and construct a Vis-
13 itor Center for the Castillo de San Marcos National Monu-
14 ment (referred to in this section as the “Monument”).

15 (b) **PREFERRED ALTERNATIVE.**—The Visitor Center
16 authorized in subsection (a) shall be located and con-
17 structed in accordance with the Preferred Alternative
18 identified in the Record of Decision for the General Man-
19 agement Plan for the Monument, expected to be signed
20 in 2005.

21 **SEC. 103. COOPERATIVE AGREEMENT.**

22 The Secretary may enter into cooperative agreements
23 with the City of St. Augustine, Florida, the Colonial St.
24 Augustine Preservation Foundation, other Federal, State,
25 and local departments or agencies, academic institutions,

1 and non-profit entities for the planning and design, con-
2 struction, management, and operation of the Visitor Cen-
3 ter.

4 **SEC. 104. BOUNDARY EXPANSION.**

5 (a) PROPERTY ACQUISITION.—If the Preferred Alter-
6 native for the Visitor Center authorized by section 102
7 is located outside the boundary of the Monument, the Sec-
8 retary is authorized to acquire the site for the Visitor Cen-
9 ter, from willing sellers, by donation, purchase with do-
10 nated or appropriated funds, or by exchange.

11 (b) ADMINISTRATION OF NEWLY ACQUIRED LAND.—
12 Land added to the Monument pursuant to subsection (a)
13 shall be administered by the Secretary in accordance with
14 applicable laws and regulations.

15 (c) BOUNDARY MODIFICATION.—The boundary of
16 the Monument shall be modified to reflect the acquisition
17 of land authorized in subsection (a) after completion of
18 the acquisition.

19 **SEC. 105. PROJECT APPROVAL.**

20 Prior to initiating any planning, design, or construc-
21 tion on the Visitor Center authorized by section 102, the
22 project must be reviewed and approved by the National
23 Park Service consistent with partnership construction
24 guidelines established by that agency.

1 **TITLE II—CASTILLO DE SAN**
2 **MARCOS NATIONAL MONU-**
3 **MENT BOUNDARY MODIFICA-**
4 **TION**

5 **SEC. 201. SHORT TITLE.**

6 This title may be cited as the “Castillo de San Marcos
7 National Monument Boundary Adjustment Act of 2004”.

8 **SEC. 202. FINDINGS.**

9 Congress finds the following:

10 (1) The early defense lines for Fort Marion,
11 Florida, today known as the Castillo de San Marcos
12 National Monument, included defenses extending in
13 a line due west to the Sebastian River, a distance of
14 about one half mile.

15 (2) In the 1830’s, during the Seminole Wars in
16 Florida, these defensive lines were maintained, but
17 as Florida became more settled they fell into dis-
18 repair and/or became obsolete.

19 (3) In 1908 the War Department deeded much
20 of the property running west to the Sebastian River
21 to the St. Johns County Board of Public Instruc-
22 tion. The portion of this property remaining in fed-
23 eral ownership today is occupied by Orange Street,
24 a City of St. Augustine, Florida street.

1 (4) For nearly a century, the City of St. Augus-
2 tine has maintained and managed Orange Street, a
3 modern city street, and associated utilities in the Or-
4 ange Street corridor.

5 (5) Any archeological remains that are still
6 present on the property overlaid by Orange Street
7 are adequately protected by the City's archeological
8 ordinances, and by the City having an archeologist
9 on staff.

10 (6) Although the city currently operates Orange
11 Street under a right-of-way from the National Park
12 Service, from a management perspective it is appro-
13 priate for the City of St. Augustine to own Orange
14 Street.

15 **SEC. 203. BOUNDARY ADJUSTMENT.**

16 (a) CONVEYANCE OF LAND.—The Secretary of the
17 Interior shall convey, without consideration, to the City
18 of St. Augustine, Florida, all right, title, and interest of
19 the United States in and to the lands known as Orange
20 Street, a portion of the Castillo de San Marcos National
21 Monument (Monument), consisting of approximately 3.1
22 acres, as shown on the map entitled Castillo de San
23 Marcos National Monument Boundary Adjustment and
24 Correction, numbered 343/80060, and dated April 2003.
25 Upon completion of the conveyance, the Secretary shall

1 revise the boundary of the Monument to exclude the land
2 conveyed.

3 (b) BOUNDARY REVISION.—Effective on the date of
4 the enactment of this Act, the boundary of the Monument
5 is revised to include an area of approximately 0.45 acres,
6 as shown on the map identified in subsection (a). The Sec-
7 retary shall administer the lands included in the boundary
8 as part of the national monument in accordance with ap-
9 plicable laws and regulations.

Passed the House of Representatives September 13,
2004.

Attest:

JEFF TRANDAHL,
Clerk.