

RESOLUTION NO. 2009- 205

A RESOLUTION BY THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS, ST. AUGUSTINE, FLORIDA SUPPORTING THE GULLAH-GEECHEE CULTURAL HERITAGE CORRIDOR CREATED BY THE NATIONAL HERITAGE AREAS ACT OF 2006 AND SUPPORTING THE INCLUSION OF ST. JOHNS COUNTY AS PART OF THE GULLAH-GEECHEE CULTURAL HERITAGE CORRIDOR.

WHEREAS, the United States Congress has enacted the National Heritage Areas Act of 2006 creating ten new heritage areas among which is the Gullah-Geechee Cultural Heritage Corridor along the coasts of northern Florida, Georgia, South Carolina and southern North Carolina; and

WHEREAS, the Heritage Corridor recognizes the important contributions made to American culture and history by Africans and African Americans known as Gullah/Geechee who settled in the coastal counties of Florida, Georgia, South Carolina and North Carolina; and

WHEREAS, the Heritage Corridor provides assistance to federal, state and local governments, grassroots organizations and public and private entities in interpreting the story of Gullah/Geechee culture and preserving Gullah/Geechee folklore, arts, crafts and music; and

WHEREAS, the Heritage Corridor assists in identifying and preserving sites, historical data, artifacts and objects associated with Gullah/Geechee culture for the benefit and education of the public; and

WHEREAS, St. Johns County possesses significant history related to Gullah-Geechee Culture and Gullah-Geechee folklore, arts, crafts and music; and

WHEREAS, the historical sites, historical data, artifacts and objects associated with Gullah-Geechee culture in St. Johns County should be identified and preserved for the benefit and education of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS, ST. AUGUSTINE, FLORIDA, AS FOLLOWS:

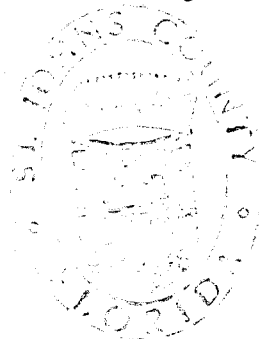
1. The County Commission hereby endorses and supports the goals and objectives of the National Heritage Areas Act of 2006 and the work of the Gullah-Geechee Cultural Heritage Corridor Commission.
2. The County Commission hereby endorses and supports the inclusion of St. Johns County in the Gullah-Geechee Cultural Heritage Corridor.

ADOPTED in Regular Session of the St. Johns County Commission for the St. Johns County Board of County Commissioners, St. Augustine, Florida, this 21st day of July, 2009.

ATTEST: Cheryl Strickland, Clerk

Pam Halterman
Deputy Clerk
(SEAL)

Cyndi Stevenson
Commissioner Cyndi Stevenson, Chair



RENDITION DATE 7/23/09

[Congress](#) > [Legislation](#) > 2005-2006 (109th Congress) > [S. 203 \[109th\]](#)

Text of S. 203 [109th]: National Heritage Areas Act of 2006

This version: Enrolled Bill. This is the final text of the bill or resolution as approved by both the Senate and House, as it is sent to the President in the case of a bill. This is the latest version of the bill available on this website.

S.203

One Hundred Ninth Congress

of the

United States of America

AT THE SECOND SESSION

Begun and held at the City of Washington on Tuesday,
the third day of January, two thousand and six

An Act

To reduce temporarily the royalty required to be paid for sodium produced, to establish certain National Heritage Areas, and for other purposes.

*Be it enacted by the Senate and House of
Representatives of the United States of America in
Congress assembled,*

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) Short Title- This Act may be cited as the 'National Heritage Areas Act of 2006'.

(b) Table of Contents- The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I--SODA ASH ROYALTY REDUCTION

Sec. 101. Short title.

Sec. 102. Reduction in royalty rate on soda ash.

Sec. 103. Study.

TITLE II--ESTABLISHMENT OF NATIONAL HERITAGE AREAS

Sec. 291B. Definitions.

Sec. 291C. Great Basin National Heritage Route.

Sec. 291D. Memorandum of understanding.

Sec. 291E. Management Plan.

Sec. 291F. Authority and duties of local coordinating entity.

Sec. 291G. Duties and authorities of Federal agencies.

Sec. 291H. Land use regulation; applicability of Federal law.

Sec. 291I. Authorization of appropriations.

Sec. 291J. Termination of authority.

Sec. 291K. Requirements for inclusion of private property.

Sec. 291L. Private property protection.

 **Subtitle I--Gullah/Geechee Heritage Corridor**

Sec. 295. Short title.

Sec. 295A. Purposes.

Sec. 295B. Definitions.

Sec. 295C. Gullah/Geechee Cultural Heritage Corridor.

Sec. 295D. Gullah/Geechee Cultural Heritage Corridor Commission.

Sec. 295E. Operation of the local coordinating entity.

Sec. 295F. Management Plan.

Sec. 295G. Technical and financial assistance.

Sec. 295H. Duties of other Federal agencies.

Sec. 295I. Coastal Heritage Centers.

Sec. 295J. Private property protection.

Sec. 295K. Authorization of appropriations.

Sec. 295L. Termination of authority.

Subtitle J--Crossroads of the American Revolution National Heritage Area

Sec. 297. Short title.

the Heritage Route until the owner of that private property has been notified in writing by the management entity and has given written consent for such preservation, conservation, or promotion to the management entity.

(b) Landowner Withdraw- Any owner of private property included within the boundary of the Heritage Route shall have their property immediately removed from the boundary by submitting a written request to the management entity.

SEC. 291L. PRIVATE PROPERTY PROTECTION.

(a) Access to Private Property- Nothing in this title shall be construed to--

(1) require any private property owner to allow public access (including Federal, State, or local government access) to such private property; or

(2) modify any provision of Federal, State, or local law with regard to public access to or use of private property.

(b) Liability- Designation of the Heritage Route shall not be considered to create any liability, or to have any effect on any liability under any other law, of any private property owner with respect to any persons injured on such private property.

(c) Recognition of Authority To Control Land Use- Nothing in this title shall be construed to modify the authority of Federal, State, or local governments to regulate land use.

(d) Participation of Private Property Owners in Heritage Route- Nothing in this title shall be construed to require the owner of any private property located within the boundaries of the Heritage Route to participate in or be associated with the Heritage Route.

(e) Effect of Establishment- The boundaries designated for the Heritage Route represent the area within which Federal funds appropriated for the purpose of this title may be expended. The establishment of the Heritage Route and its boundaries shall not be construed to provide any nonexisting regulatory authority on land use within the Heritage Route or its viewshed by the Secretary, the National Park Service, or the management entity.

Subtitle I--Gullah/Geechee Heritage Corridor

SEC. 295. SHORT TITLE.

This subtitle may be cited as the 'Gullah/Geechee Cultural Heritage Act'.

SEC. 295A. PURPOSES.

The purposes of this subtitle are to--

(1) recognize the important contributions made to American culture and history by African Americans known as the Gullah/Geechee who settled in the coastal counties of South Carolina, Georgia, North Carolina, and Florida;

(2) assist State and local governments and public and private entities in South Carolina, Georgia, North Carolina, and Florida in interpreting the story of the Gullah/Geechee and preserving Gullah/Geechee folklore, arts, crafts, and music; and

(3) assist in identifying and preserving sites, historical data, artifacts, and objects associated with the Gullah/Geechee for the benefit and education of the public.

SEC. 295B. DEFINITIONS.

In this subtitle:

(1) LOCAL COORDINATING ENTITY- The term 'local coordinating entity' means the Gullah/Geechee Cultural Heritage Corridor Commission established by section 295D(a).

(2) HERITAGE CORRIDOR- The term 'Heritage Corridor' means the Gullah/Geechee Cultural Heritage Corridor established by section 295C(a).

(3) SECRETARY- The term 'Secretary' means the Secretary of the Interior.

SEC. 295C. GULLAH/GEECHEE CULTURAL HERITAGE CORRIDOR.

(a) Establishment- There is established the Gullah/Geechee Cultural Heritage Corridor.

(b) Boundaries-

(1) IN GENERAL- The Heritage Corridor shall be comprised of those lands and waters generally depicted on a map entitled 'Gullah/Geechee Cultural Heritage Corridor' numbered GGCHC 80,000 and dated September 2004. The map shall be on file and available for public inspection in the appropriate offices of the National Park Service and in an appropriate State office in each of the States included in the Heritage Corridor. The Secretary shall publish in the Federal Register, as soon as practicable after the date of enactment of this Act, a detailed description and map of the boundaries established under this subsection.

(2) REVISIONS- The boundaries of the Heritage Corridor may be revised if the revision is--

(A) proposed in the management plan

developed for the Heritage Corridor;

(B) approved by the Secretary in accordance with this subtitle; and

(C) placed on file in accordance with paragraph (1).

(c) Administration- The Heritage Corridor shall be administered in accordance with the provisions of this subtitle.

SEC. 295D. GULLAH/GEECHEE CULTURAL HERITAGE CORRIDOR COMMISSION.

(a) Establishment- There is hereby established a local coordinating entity to be known as the 'Gullah/Geechee Cultural Heritage Corridor Commission' whose purpose shall be to assist Federal, State, and local authorities in the development and implementation of a management plan for those land and waters specified in section 295C(b).

(b) Membership- The local coordinating entity shall be composed of 15 members appointed by the Secretary as follows:

(1) Four individuals nominated by the State Historic Preservation Officer of South Carolina and two individuals each nominated by the State Historic Preservation Officer of each of Georgia, North Carolina, and Florida and appointed by the Secretary.

(2) Two individuals from South Carolina and one individual from each of Georgia, North Carolina, and Florida who are recognized experts in historic preservation, anthropology, and folklore, appointed by the Secretary.

(c) Terms- Members of the local coordinating entity shall be appointed to terms not to exceed 3 years. The Secretary may stagger the terms of the initial appointments to the local coordinating entity in order to assure continuity of operation. Any member of the local coordinating entity may serve after the expiration of their term until a successor is appointed. A vacancy shall be filled in the same manner in which the original appointment was made.

(d) Termination- The local coordinating entity shall terminate 10 years after the date of enactment of this Act.

SEC. 295E. OPERATION OF THE LOCAL COORDINATING ENTITY.

(a) Duties of the Local Coordinating Entity- To further the purposes of the Heritage Corridor, the local coordinating entity shall--

(1) prepare and submit a management plan to

the Secretary in accordance with section 295F;

(2) assist units of local government and other persons in implementing the approved management plan by--

(A) carrying out programs and projects that recognize, protect, and enhance important resource values within the Heritage Corridor;

(B) establishing and maintaining interpretive exhibits and programs within the Heritage Corridor;

(C) developing recreational and educational opportunities in the Heritage Corridor;

(D) increasing public awareness of and appreciation for the historical, cultural, natural, and scenic resources of the Heritage Corridor;

(E) protecting and restoring historic sites and buildings in the Heritage Corridor that are consistent with Heritage Corridor themes;

(F) ensuring that clear, consistent, and appropriate signs identifying points of public access and sites of interest are posted throughout the Heritage Corridor; and

(G) promoting a wide range of partnerships among governments, organizations, and individuals to further the purposes of the Heritage Corridor;

(3) consider the interests of diverse units of government, business, organizations, and individuals in the Heritage Corridor in the preparation and implementation of the management plan;

(4) conduct meetings open to the public at least quarterly regarding the development and implementation of the management plan;

(5) submit an annual report to the Secretary for any fiscal year in which the local coordinating entity receives Federal funds under this subtitle, setting forth its accomplishments, expenses, and income, including grants made to any other entities during the year for which the report is made;

(6) make available for audit for any fiscal year in which it receives Federal funds under this subtitle, all information pertaining to the expenditure of such funds and any matching funds, and require all

agreements authorizing expenditures of Federal funds by other organizations, that the receiving organization make available for audit all records and other information pertaining to the expenditure of such funds; and

(7) encourage by appropriate means economic viability that is consistent with the purposes of the Heritage Corridor.

(b) Authorities- The local coordinating entity may, for the purposes of preparing and implementing the management plan, use funds made available under this subtitle to--

(1) make grants to, and enter into cooperative agreements with, the States of South Carolina, North Carolina, Florida, and Georgia, political subdivisions of those States, a nonprofit organization, or any person;

(2) hire and compensate staff;

(3) obtain funds from any source including any that are provided under any other Federal law or program; and

(4) contract for goods and services.

SEC. 295F. MANAGEMENT PLAN.

(a) In General- The management plan for the Heritage Corridor shall--

(1) include comprehensive policies, strategies, and recommendations for conservation, funding, management, and development of the Heritage Corridor;

(2) take into consideration existing State, county, and local plans in the development of the management plan and its implementation;

(3) include a description of actions that governments, private organizations, and individuals have agreed to take to protect the historical, cultural, and natural resources of the Heritage Corridor;

(4) specify the existing and potential sources of funding to protect, manage, and develop the Heritage Corridor in the first 5 years of implementation;

(5) include an inventory of the historical, cultural, natural, resources of the Heritage Corridor related to the themes of the Heritage Corridor that should be preserved, restored, managed, developed, or maintained;

(6) recommend policies and strategies for resource management that consider and detail

the application of appropriate land and water management techniques, including the development of intergovernmental and interagency cooperative agreements to protect the Heritage Corridor's historical, cultural, and natural resources;

(7) describe a program for implementation of the management plan including plans for resources protection, restoration, construction, and specific commitments for implementation that have been made by the local coordinating entity or any government, organization, or individual for the first 5 years of implementation;

(8) include an analysis and recommendations for the ways in which Federal, State, or local programs may best be coordinated to further the purposes of this subtitle; and

(9) include an interpretive plan for the Heritage Corridor.

(b) Submittal of Management Plan- The local coordinating entity shall submit the management plan to the Secretary for approval not later than 3 years after funds are made available for this subtitle.

(c) Failure To Submit- If the local coordinating entity fails to submit the management plan to the Secretary in accordance with subsection (b), the Heritage Corridor shall not qualify for Federal funding until the management plan is submitted.

(d) Approval or Disapproval of Management Plan-

(1) IN GENERAL- The Secretary shall approve or disapprove the management plan not later than 90 days after receiving the management plan.

(2) CRITERIA- In determining whether to approve the management plan, the Secretary shall consider whether--

(A) the local coordinating entity has afforded adequate opportunity, including public hearings, for public and governmental involvement in the preparation of the management plan;

(B) the resource preservation and interpretation strategies contained in the management plan would adequately protect the cultural and historic resources of the Heritage Corridor; and

(C) the Secretary has received adequate assurances from appropriate State and local officials whose support is needed to ensure the effective implementation of the State and

local aspects of the plan.

(3) ACTION FOLLOWING DISAPPROVAL- If the Secretary disapproves the management plan, the Secretary shall advise the local coordinating entity in writing of the reasons therefore and shall make recommendations for revisions to the management plan. The Secretary shall approve or disapprove a proposed revision not later than 60 days after the date it is submitted.

(4) APPROVAL OF AMENDMENTS- Substantial amendments to the management plan shall be reviewed and approved by the Secretary in the same manner as provided in the original management plan. The local coordinating entity shall not use Federal funds authorized by this subtitle to implement any amendments until the Secretary has approved the amendments.

SEC. 295G. TECHNICAL AND FINANCIAL ASSISTANCE.

(a) In General- Upon a request of the local coordinating entity, the Secretary may provide technical and financial assistance for the development and implementation of the management plan.

(b) Priority for Assistance- In providing assistance under subsection (a), the Secretary shall give priority to actions that assist in--

(1) conserving the significant cultural, historical, and natural resources of the Heritage Corridor; and

(2) providing educational and interpretive opportunities consistent with the purposes of the Heritage Corridor.

(c) Spending for Non-Federal Property-

(1) IN GENERAL- The local coordinating entity may expend Federal funds made available under this subtitle on nonfederally owned property that is--

(A) identified in the management plan; or

(B) listed or eligible for listing on the National Register for Historic Places.

(2) AGREEMENTS- Any payment of Federal funds made pursuant to this subtitle shall be subject to an agreement that conversion, use, or disposal of a project so assisted for purposes contrary to the purposes of this subtitle, as determined by the Secretary, shall result in a right of the United States to compensation of all funds made available to that project or the proportion

of the increased value of the project attributable to such funds as determined at the time of such conversion, use, or disposal, whichever is greater.

SEC. 295H. DUTIES OF OTHER FEDERAL AGENCIES.

Any Federal agency conducting or supporting activities directly affecting the Heritage Corridor shall--

- (1) consult with the Secretary and the local coordinating entity with respect to such activities;
- (2) cooperate with the Secretary and the local coordinating entity in carrying out their duties under this subtitle and, to the maximum extent practicable, coordinate such activities with the carrying out of such duties; and
- (3) to the maximum extent practicable, conduct or support such activities in a manner in which the local coordinating entity determines will not have an adverse effect on the Heritage Corridor.

SEC. 295I. COASTAL HERITAGE CENTERS.

In furtherance of the purposes of this subtitle and using the authorities made available under this subtitle, the local coordinating entity shall establish one or more Coastal Heritage Centers at appropriate locations within the Heritage Corridor in accordance with the preferred alternative identified in the Record of Decision for the Low Country Gullah Culture Special Resource Study and Environmental Impact Study, December 2003, and additional appropriate sites.

SEC. 295J. PRIVATE PROPERTY PROTECTION.

(a) Access to Private Property- Nothing in this subtitle shall be construed to require any private property owner to permit public access (including Federal, State, or local government access) to such private property. Nothing in this subtitle shall be construed to modify any provision of Federal, State, or local law with regard to public access to or use of private lands.

(b) Liability- Designation of the Heritage Corridor shall not be considered to create any liability, or to have any effect on any liability under any other law, of any private property owner with respect to any persons injured on such private property.

(c) Recognition of Authority To Control Land Use- Nothing in this subtitle shall be construed to modify any authority of Federal, State, or local governments to regulate land use.

(d) Participation of Private Property Owners in Heritage Corridor- Nothing in this subtitle shall be construed to

require the owner of any private property located within the boundaries of the Heritage Corridor to participate in or be associated with the Heritage Corridor.

(e) Effect of Establishment- The boundaries designated for the Heritage Corridor represent the area within which Federal funds appropriated for the purpose of this subtitle shall be expended. The establishment of the Heritage Corridor and its boundaries shall not be construed to provide any nonexistent regulatory authority on land use within the Heritage Corridor or its viewshed by the Secretary or the local coordinating entity.

(f) Notification and Consent of Property Owners Required- No privately owned property shall be preserved, conserved, or promoted by the management plan for the Heritage Corridor until the owner of that private property has been notified in writing by the local coordinating entity and has given written consent for such preservation, conservation, or promotion to the local coordinating entity.

(g) Landowner Withdrawal- Any owner of private property included within the boundary of the Heritage Corridor shall have their property immediately removed from within the boundary by submitting a written request to the local coordinating entity.

SEC. 295K. AUTHORIZATION OF APPROPRIATIONS.

(a) In General- There is authorized to be appropriated for the purposes of this subtitle not more than \$1,000,000 for any fiscal year. Not more than a total of \$10,000,000 may be appropriated for the Heritage Corridor under this subtitle.

(b) Cost Share- Federal funding provided under this subtitle may not exceed 50 percent of the total cost of any activity for which assistance is provided under this subtitle.

(c) In-Kind Contributions- The Secretary may accept in-kind contributions as part of the non-Federal cost share of any activity for which assistance is provided under this subtitle.

SEC. 295L. TERMINATION OF AUTHORITY.

The authority of the Secretary to provide assistance under this subtitle terminates on the date that is 15 years after the date of enactment of this Act.

Subtitle J--Crossroads of the American Revolution National Heritage Area

SEC. 297. SHORT TITLE.

This subtitle may be cited as the 'Crossroads of the American Revolution National Heritage Area Act of 2006'.

To: Michael Wanchick
Cc: Commissioner Mark P. Miner; Commissioner Ken Bryan; Michael Hunt; pmcormick@sjcfl.us; Commissioner Cyndi Stevenson
Subject: Gullah-Geechie Cultural heritage Corridor Resolution

Dear Michael:

We are writing to ask if we could acquire a resolution from the St. Johns County Board of County Commissioners (BCC) in support of the Gullah-Geechie Cultural Heritage Corridor before August 10, which is the deadline for public comment (consent agenda is fine).

As you may know, the resolution was passed unanimously last evening at the City of St. Augustine Commission meeting, and we made a presentation to the City Commission on July 2. And, if need be can do another presentation for the BCC if need be.

Thanks and have a great day!

Derek Boyd Hankerson
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