

§ 460u-13. Acquisition of area I-C; owner consent required

(a) The Secretary may acquire that portion of area I-C which is shaded on the map referred to in section 460u-3 of this title, dated December 1980 and numbered 626-91014 only with the consent of the owner unless the present owner attempts to sell or otherwise dispose of such area.

(b) The Secretary may acquire that portion of area IV-B in private ownership on the map referred to in section 460u of this title only with the consent of the owner: *Provided*, That the Secretary may acquire an agricultural easement should the owner change the use in existence as of September 19, 1986, through eminent domain.

(Pub. L. 89-761, §13, formerly §14, as added and renumbered Pub. L. 94-549, §1(8), (9), Oct. 18, 1976, 90 Stat. 2531, 2533; amended Pub. L. 99-583, §1(f), Oct. 29, 1986, 100 Stat. 3320.)

AMENDMENTS

1986—Pub. L. 99-583 designated existing provisions as subsec. (a), substituted “460u-3 of this title, dated December 1980 and numbered 626-91014” for “460u of this title”, and added subsec. (b).

§ 460u-14. Plan, lands acquired, land acquisition program; submittal to Congressional committees

Within one year after October 18, 1976, the Secretary shall submit, in writing, to the Committees on Interior and Insular Affairs and to the Committees on Appropriations of the United States Congress a detailed plan which shall indicate—

(1) the lands which he has previously acquired by purchase, donation, exchange, or transfer for administration for the purpose of the lakeshore; and

(2) the annual acquisition program (including the level of funding) which he recommends for the ensuing five fiscal years.

(Pub. L. 89-761, §14, formerly §15, as added and renumbered Pub. L. 94-549, §1(8), (9), Oct. 18, 1976, 90 Stat. 2531, 2533.)

CHANGE OF NAME

Committee on Interior and Insular Affairs of the Senate abolished and replaced by Committee on Energy and Natural Resources of the Senate, effective Feb. 11, 1977. See Rule XXV of Standing Rules of the Senate, as amended by Senate Resolution No. 4 (popularly cited as the “Committee System Reorganization Amendments of 1977”), approved Feb. 4, 1977.

Committee on Interior and Insular Affairs of the House of Representatives changed to Committee on Natural Resources of the House of Representatives on Jan. 5, 1993, by House Resolution No. 5, One Hundred Third Congress.

§ 460u-15. Rights-of-way; public access to Little Calumet River

The Secretary may acquire only such interest in the right-of-way designated “Crossing A” on map numbered 626-91007 as he determines to be necessary to assure public access to the banks of the Little Calumet River within fifty feet north and south of the centerline of said river. The Secretary may acquire only such interest in the rights-of-way designated “Crossing B” and “Crossing C” on the map dated October 1986 and

numbered 626-80,033-B as he determines to be necessary to assure public access to the banks of the Little Calumet River and the banks of Salt Creek within fifty feet on either side of the centerline of said river and creek.

(Pub. L. 89-761, §15, formerly §16, as added and renumbered Pub. L. 94-549, §1(8), (9), Oct. 18, 1976, 90 Stat. 2531, 2533; amended Pub. L. 99-583, §1(h), Oct. 29, 1986, 100 Stat. 3320.)

AMENDMENTS

1986—Pub. L. 99-583 inserted provisions relating to acquisition of interests in the rights-of-way designated Crossing B and Crossing C.

§ 460u-16. Road construction cooperative agreements with landowners north of Little Calumet River; prevention of soil erosion; minimization of aural and visual impact

The Secretary shall enter into a cooperative agreement with the landowner of those lands north of the Little Calumet River between the Penn Central Railroad bridge within area II-E and “Crossing A” within area IV-C on the map referred to in section 460u-3 of this title, dated October 1976, and numbered 626-9100.¹ Such agreement shall provide that any roadway constructed by the landowner south of United States Route 12 within such vicinity shall include grading, landscaping, and plantings of vegetation designed to prevent soil erosion and to minimize the aural and visual impacts of said construction, and of traffic on such roadway, as perceived from the Little Calumet River.

(Pub. L. 89-761, §16, formerly §17, as added and renumbered Pub. L. 94-549, §1(8), (9), Oct. 18, 1976, 90 Stat. 2531, 2533; amended Pub. L. 99-583, §1(g), Oct. 29, 1986, 100 Stat. 3320.)

AMENDMENTS

1986—Pub. L. 99-583 inserted provisions relating to the map referred to in section 460u-3 of this title.

§ 460u-17. Lands within area I-E used for solid waste disposal

(a) Commitment to reclaim land at no expense to Federal Government

The Secretary may not acquire such lands within the western section of area I-E, as designated on map numbered 626-91007, which have been used for solid waste disposal until he has received a commitment, in accordance with a plan acceptable to him, to reclaim such lands at no expense to the Federal Government.

(b) Cooperation with State of Indiana or subdivision thereof to develop area

With respect to the property identified as area I-E on map numbered 626-91007, the Secretary may enter into a cooperative agreement whereby the State of Indiana or any political subdivision thereof may undertake to develop, manage, and interpret such area in a manner consistent with the purposes of this subchapter.

(Pub. L. 89-761, §17, formerly §18, as added and renumbered Pub. L. 94-549, §1(8), (9), Oct. 18, 1976, 90 Stat. 2531, 2533.)

¹ So in original. Probably should be “September 1976, and numbered 626-91007.”