

case of any private lands, within such authorized boundaries such treatment may be undertaken only with the consent of the owner thereof and shall be contingent upon assurances that such land treatment will be maintained by the owner for a period of not less than ten years. The Secretary shall, in conjunction with such program, take such actions as may be required to correct areas of ecological degradation which create hazards to health and safety.

**(d) Inventory and evaluation of historical, cultural and architectural sites and structures; programs for preservation, restoration, interpretation and utilization**

The Secretary, in consultation with the Governor of the State of Ohio, shall inventory and evaluate all sites and structures within the park having present and potential historical, cultural, or architectural significance and shall provide for appropriate programs for the preservation, restoration, interpretation, and utilization of them.

**(e) Donations for services and facilities**

Notwithstanding any other provision of law, the Secretary is authorized to accept donations of funds, property, or services from individuals, foundations, corporations, or public entities for the purposes of providing services and facilities which he deems consistent with the purposes of this subchapter.

**(f) Zoning laws and ordinances; consultation and assistance with local government or intergovernmental organization in establishment; objectives; technical aid**

The Secretary may, on his own initiative, or at the request of any local government (or intergovernmental organization) having jurisdiction over land located within or adjacent to the park, assist and consult with the appropriate officers and employees of such local government (or intergovernmental organization) in establishing zoning laws or ordinances which will assist in achieving the purposes of this subchapter. In providing assistance pursuant to this subsection, the Secretary shall endeavor to obtain provisions in such zoning laws or ordinances which—

(1) have the effect of prohibiting the commercial and industrial use (other than a use for commercial farms and orchards) of all real property adjacent to the park;

(2) aid in preserving the character of the park by appropriate restrictions on the use of real property in the vicinity including, but not limited to, restrictions upon: building and construction of all types; signs and billboards; the burning of cover; cutting of timber (except tracts managed for sustained yield); removal of topsoil, sand, or gravel; dumping, storage, or piling of refuse; or any other use which would detract from the aesthetic character of the park; and

(3) have the effect of providing that the Secretary shall receive notice of any hearing for the purpose of granting a variance and any variance granted under, and of any exception made to, the application of such law or ordinance.

Assistance under this subsection may include payments for technical aid.

(Pub. L. 93-555, § 4, Dec. 27, 1974, 88 Stat. 1787; Pub. L. 95-625, title III, § 315(e), Nov. 10, 1978, 92 Stat. 3483; Pub. L. 99-658, title I, § 104(j)(1), Nov. 14, 1986, 100 Stat. 3677; Pub. L. 106-291, title I, § 149(c)(2), Oct. 11, 2000, 114 Stat. 956.)

REFERENCES IN TEXT

The Act of August 25, 1916 (39 Stat. 535) as amended and supplemented (16 U.S.C. 1, 2-4), referred to in subsec. (a), is act Aug. 25, 1916, ch. 408, 39 Stat. 535, known as the National Park Service Organic Act, which enacted sections 1, 2, 3, and 4 of this title and provisions set out as a note under section 100101 of Title 54, National Park Service and Related Programs. Sections 1 to 4 of the Act were repealed and restated as section 1865(a) of Title 18, Crimes and Criminal Procedure, and section 100101(a), chapter 1003, and sections 100751(a), 100752, 100753, and 102101 of Title 54 by Pub. L. 113-287, §§ 3, 4(a)(1), 7, Dec. 19, 2014, 128 Stat. 3094, 3260, 3272. For complete classification of this Act to the Code, see Tables. For disposition of former sections of this title, see Disposition Table preceding section 100101 of Title 54.

AMENDMENTS

2000—Pub. L. 106-291 substituted “park” for “recreation area” wherever appearing.

1986—Subsec. (c). Pub. L. 99-658 designated existing provision as par. (1) and added par. (2).

1978—Subsec. (f). Pub. L. 95-625 inserted in introductory text “(or intergovernmental organization)” after “local government” in two places, and last sentence providing that assistance may include payments for technical aid.

APPROPRIATIONS FOR ROADS

Pub. L. 102-154, title I, Nov. 13, 1991, 105 Stat. 996, as amended by Pub. L. 106-291, title I, § 149(b), Oct. 11, 2000, 114 Stat. 956, provided in part that: “appropriations for maintenance and improvement of roads within the boundary of the Cuyahoga Valley National Park shall be available for such purposes without regard to whether title to such road rights-of-way is in the United States”.

**§ 460ff-4. Repealed. Pub. L. 106-291, title I, § 149(d), Oct. 11, 2000, 114 Stat. 956**

Section, Pub. L. 93-555, § 5, Dec. 27, 1974, 88 Stat. 1788, established the Cuyahoga Valley National Recreation Area Advisory Commission.

**§ 460ff-5. Authorization of appropriations; master plan**

**(a) Limitation on acquisition of lands and interests in lands**

There are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this subchapter, but not more than \$70,100,000 for the acquisition of lands and interests in lands.

**(b) Development of plan; consultation with State; transmittal to Congressional committees; contents**

For the development of the park, including improvements of properties acquired for purposes of this subchapter, there is authorized to be appropriated not more than \$13,000,000. Within one year from the date of establishment of the park pursuant to this subchapter, the Secretary shall, after consulting with the Governor of the State of Ohio, develop and transmit to the Committees on Interior and Insular Affairs of the United States Congress a final master plan