

112TH CONGRESS
2D SESSION

S. 3587

To include the Point Arena-Stornetta Public Lands in the California Coastal National Monument as a part of the National Landscape Conservation System, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 20, 2012

Mrs. BOXER (for herself and Mrs. FEINSTEIN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To include the Point Arena-Stornetta Public Lands in the California Coastal National Monument as a part of the National Landscape Conservation System, 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,*

3 **SECTION 1. SHORT TITLE; DEFINITIONS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “California Coastal National Monument Expansion Act of
6 2012”.

7 (b) DEFINITIONS.—In this Act:

1 (1) MAP.—The term “map” means the map
2 created by the Bureau of Land Management, enti-
3 tled “California Coastal National Monument Addi-
4 tion” and dated September 15, 2012.

5 (2) MONUMENT.—The term “Monument”
6 means the California Coastal National Monument
7 established by Presidential Proclamation 7264.

8 (3) POINT ARENA-STORNETTA PUBLIC
9 LANDS.—The term “Point Arena-Stornetta Public
10 Lands” means the Federal land comprising approxi-
11 mately 1,255 acres in Mendocino County, California,
12 as generally depicted on the map.

13 (4) PRESIDENTIAL PROCLAMATION 7264.—The
14 term “Presidential Proclamation 7264” means Pres-
15 idential Proclamation Number 7264, dated January
16 11, 2000 (65 Fed. Reg. 2821).

17 (5) SECRETARY.—The term “Secretary” means
18 the Secretary of the Interior.

19 **SEC. 2. FINDINGS; PURPOSE.**

20 (a) FINDINGS.—Congress finds that—

21 (1) the Point Arena-Stornetta Public Lands
22 contain significant natural resources, including im-
23 portant wildlife habitat, several riparian corridors,
24 extensive wetlands, ponds and other water sources,
25 cypress groves, meadows, and sand dunes that

1 should be preserved for present and future genera-
2 tions;

3 (2) the ocean and coastal ecosystems adjacent
4 to the Point Arena-Stornetta Public Lands are inter-
5 nationally recognized as significant centers of coastal
6 upwelling that support the diverse, abundant, and
7 productive marine ecosystems and wildlife under-
8 lying the local economy and identity of coastal com-
9 munities;

10 (3) the Point Arena-Stornetta Public Lands tell
11 an important story about the coastal prehistory and
12 history of California in the context of the sur-
13 rounding region and communities;

14 (4) the coastal area surrounding the Point
15 Arena-Stornetta Public Lands was traditionally used
16 by Indian people, including the Pomo Indian tribes;

17 (5) the Point Arena-Stornetta Public Lands are
18 historically associated with adjacent land managed
19 for the enjoyment of current and future generations,
20 including the Arena Rock Marine Natural Preserve,
21 and Manchester Beach State Park;

22 (6) the Point Arena-Stornetta Public Lands
23 represent a model partnership where future manage-
24 ment can be successfully accomplished among the

1 Federal Government, State of California, Mendocino
2 County, local communities, and private groups;

3 (7) permanent protection of the Point Arena-
4 Stornetta Public Lands will provide important eco-
5 nomic benefits to surrounding communities, and has
6 broad public support;

7 (8) the Point Arena-Stornetta Public Lands
8 would make a significant addition to the California
9 Coastal National Monument and National Land-
10 scape Conservation System administered by the Bu-
11 reau of Land Management of the Department of the
12 Interior; and

13 (9) statutory protection is necessary to ensure
14 that the Point Arena-Stornetta Public Lands remain
15 a part of the historical, cultural, and natural herit-
16 age of the United States and a source of inspiration
17 for the people of the United States.

18 (b) PURPOSE.—The purpose of this Act is to protect,
19 conserve, and enhance for the benefit and enjoyment of
20 present and future generations the unique and nationally
21 important historical, natural, cultural, scientific, edu-
22 cational, scenic, and recreational values of the Point
23 Arena-Stornetta Public Lands, while allowing certain rec-
24 reational and research activities to continue.

1 **SEC. 3. EXPANSION OF CALIFORNIA COASTAL NATIONAL**
2 **MONUMENT.**

3 (a) IN GENERAL.—The boundary of the Monument
4 established by Presidential Proclamation 7264 is ex-
5 panded to include the Federal land shown on the map.

6 (b) MAP AND LEGAL DESCRIPTION.—

7 (1) IN GENERAL.—As soon as practicable after
8 the date of enactment of this Act, the Secretary
9 shall file with the Committee on Energy and Natural
10 Resources of the Senate and the Committee on Nat-
11 ural Resources of the House of Representatives a
12 map and boundary description of land added to the
13 Monument by this Act.

14 (2) FORCE AND EFFECT.—The map and bound-
15 ary description filed under paragraph (1) shall have
16 the same force and effect as if included in this Act,
17 except that the Secretary may correct any minor er-
18 rors in the map and boundary descriptions.

19 (3) AVAILABILITY OF MAP AND BOUNDARY DE-
20 SCRPTION.—The map and boundary description
21 filed under paragraph (1) shall be on file and avail-
22 able for public inspection in appropriate offices of
23 the Bureau of Land Management.

24 **SEC. 4. ADMINISTRATION.**

25 (a) IN GENERAL.—The Secretary shall manage the
26 land added to the Monument by this Act—

1 (1) as a part of the Monument; and

2 (2) in accordance with Presidential Proclama-
3 tion 7264.

4 (b) MANAGEMENT PLAN.—

5 (1) IN GENERAL.—Not later than 2 years after
6 the date of enactment of this Act, the Secretary
7 shall finalize an amendment to the Monument man-
8 agement plan for the long-term protection and man-
9 agement of the land added to the Monument by this
10 Act.

11 (2) REQUIREMENTS.—The plan amendment
12 shall—

13 (A) be developed with an opportunity for
14 full public participation; and

15 (B) describe the appropriate uses and
16 management of the land consistent with this
17 Act.

18 (c) MOTORIZED AND MECHANIZED TRANSPORT.—

19 Except as needed for emergency or authorized administra-
20 tive purposes, the use of motorized and mechanized vehi-
21 cles in the Monument shall be permitted only on roads
22 and trails designated for that use.

23 (d) INCORPORATION OF LAND AND INTERESTS.—

24 (1) AUTHORITY.—The Secretary may acquire
25 non-Federal land or interests in land within or adja-

1 cent to the land added to the Monument by this Act
2 only through exchange, donation, or purchase from
3 a willing seller.

4 (2) MANAGEMENT.—Any land or interests in
5 land within or adjacent to the land added to the
6 Monument by this Act acquired by the United States
7 after the date of enactment of this Act shall be
8 added to and administered as part of the Monument.

9 (e) OVERFLIGHTS.—Nothing in this Act—

10 (1) restricts or precludes overflights, including
11 low-level overflights or military, commercial, and
12 general aviation overflights that can be seen or
13 heard within the land added to the Monument by
14 this Act;

15 (2) restricts or precludes the designation or cre-
16 ation of new units of special use airspace or the es-
17 tablishment of military flight training routes over
18 the land added to the Monument by this Act; or

19 (3) modifies regulations governing low-level
20 overflights above the adjacent Gulf of the Farallones
21 National Marine Sanctuary.

22 (f) LAW ENFORCEMENT.—Nothing in this Act effects
23 the law enforcement authorities of the Department of
24 Homeland Security.

1 (g) NATIVE AMERICAN USES.—Nothing in this Act
2 enlarges, diminishes, or modifies the rights of any Indian
3 tribe or Indian religious community.

4 (h) BUFFER ZONES.—

5 (1) IN GENERAL.—The expansion of the Monu-
6 ment is not intended to lead to the establishment of
7 protective perimeters or buffer zones around the
8 land included in the Monument by this Act.

9 (2) ACTIVITIES OUTSIDE THE MONUMENT.—

10 The fact that activities outside the Monument can
11 be seen or heard within the land added to the Monu-
12 ment by this Act shall not, of itself, preclude those
13 activities or uses up to the boundary of the Monu-
14 ment.

15 (i) GRAZING.—Nothing in this Act affects the grazing
16 of livestock within the Point Arena-Stornetta Public
17 Lands.

18 (j) NATIONAL LANDSCAPE CONSERVATION SYS-
19 TEM.—The Secretary shall manage the Monument as part
20 of the National Landscape Conservation System.

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