

105TH CONGRESS
2D SESSION

H. R. 3647

To direct the Secretary of the Interior to make technical corrections to a map relating to the Coastal Barrier Resources System.

IN THE HOUSE OF REPRESENTATIVES

APRIL 1, 1998

Mr. DEUTSCH introduced the following bill; which was referred to the Committee on Resources

A BILL

To direct the Secretary of the Interior to make technical corrections to a map relating to the Coastal Barrier Resources System.

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. REVISION OF COASTAL BARRIER RESOURCE**
4 **SYSTEM MAP.**

5 (a) FINDINGS.—The Congress finds the following:

6 (1) The Department of the Interior published a
7 notice in the Federal Register on March 4, 1985,
8 specifying the criteria for including undeveloped
9 property in the Coastal Barrier Resources System
10 (in this Act referred to as the “System”). The notice

1 expands and elaborates upon the criteria used to de-
2 lineate coastal barriers originally published in the
3 Federal Register on August 16, 1982, and specifies
4 that candidate properties are to be excluded from
5 the System if they are developed with a full com-
6 plement of infrastructure servicing each lot or build-
7 ing site.

8 (2) The Coastal Barrier Improvement Act of
9 1990 (Public Law 101-591) designated unit FL-35
10 in North Key Largo, Florida, as part of the Coastal
11 Barrier Resources System.

12 (3) Unit FL-35, as so designated, included
13 Pumpkin Key, a 25-acre island which, at the time
14 of its inclusion in the System, was developed with a
15 full complement of infrastructure, many structures,
16 and a 20-slip multiresidential docking facility.

17 (4) The United States Fish and Wildlife Service
18 has reviewed signed, sworn affidavits and as-built
19 engineering drawings attesting to the presence on
20 Pumpkin Key of electricity, water, and wastewater
21 disposal capacity for every building lot on the island,
22 and a paved intra-island cart path network exceed-
23 ing 2 miles in length. The utilities are provided to
24 Pumpkin Key via a subaqueous utility line emanat-

1 ing from the Ocean Reef development in North Key
2 Largo.

3 (5) The United States Fish and Wildlife Service
4 has stated that the information referred to in para-
5 graph (4) was not available to the Service when it
6 recommended Pumpkin Key for inclusion in the Sys-
7 tem in a 1988 report to Congress. Based on its re-
8 view of the information referred to in paragraph (4),
9 the United States Fish and Wildlife Service has af-
10 firmed that Pumpkin Key had a full complement of
11 infrastructure at the time of its inclusion in the Sys-
12 tem and that exclusion of Pumpkin Key from the
13 System constitutes a valid technical correction that
14 the Service and the Department of the Interior can
15 support.

16 (b) CORRECTION OF MAP.—The Secretary of the In-
17 terior shall, before the end of the 30-day period beginning
18 on the date of the enactment of this Act, revise the map
19 depicting unit FL–35 of the Coastal Barrier Resources
20 System to exclude Pumpkin Key from the System.

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