

Senator CHURCH. So they don't fall within the authority for acquisition of easement that is ordinarily applicable within the area. In other words, if these towns are going to be developed as we hope, it will have to be done by the cooperation and efforts of the private owners. And the Forest Service is going to be necessarily confined to giving technical assistance, advice, and encouragement to the local townspeople to proceed on that kind of a community development plan.

Isn't that correct?

Mr. CLIFF. That is correct.

Senator BIBLE. That may be true. But there is a section 8 in here which is not in a separate act, it is in the Sawtooth National Recreational Area bill, giving specific authority to the Secretary to cooperate. And every time you give that authority, that cooperation has always been fouled up by budget requests for money.

Senator CHURCH. My only point, Mr. Chairman, is that all that the bill authorizes is cooperation. It doesn't authorize condemnation, the right to acquire with public money, or anything of that kind. And the towns themselves do lie outside rather than inside the recreation area.

Senator BIBLE. I just want to know where section 8 is leading, that is all. And if it does nothing more except to have a little inexpensive cooperation from the Forest Service, I think that wouldn't be bad. But if we find out that this is launching us into a complete restoration similar to Williamsburg, which is a wonderful thing, I would have some doubts. I just want to know where I am heading.

Senator JORDAN?

Senator JORDAN. One other question. Because the national recreation area is a relatively new concept, I would ask you, from your experience in the promulgation of standards in other national recreation areas, what procedures have you followed in setting up these standards and promulgating them? Do you give due notice, do you hold hearings, or do you just dictate a standard off the top of your head and it becomes the rule, and so forth?

What do you do?

Secretary FREEMAN. In this case, Senator Jordan—and I will refer to the Chief for more details on the specifics, some of the current ones—the standards that are set down by administrative regulations will be done in accordance with the Administrative Procedure Act. This would involve a holding of hearings before they could have the force of law.

Mr. CLIFF. This act is different from any of the acts which set up the other three recreation areas. In the case of the Whiskeytown-Shasta-Trinity, there is private land inside of the part of unit that is administered by the Forest Service.

And the law passed by the Congress setting up that area provided that the use of private land will be governed by local zoning authorities. And the standards for the zoning have to comply with the standards set by the Secretary.

So long as people comply with local zoning which is in accordance with these standards, they are immune from condemnation of their land, just the same as in this case.

But that is a little different approach. Provided they are on local zoning, then the zoning was developed in conformity with the Department of Agriculture's regulations. It is similar but different.