

**RESOLUTION URGING CREATION OF THE  
SAN RAFAEL SWELL NATIONAL HERITAGE/  
CONSERVATION AREA**

1998 GENERAL SESSION

STATE OF UTAH

**Sponsor: Mike Dmitrich**

A CONCURRENT RESOLUTION OF THE LEGISLATURE AND THE GOVERNOR URGING  
CONGRESS AND THE PRESIDENT TO CREATE THE SAN RAFAEL SWELL  
NATIONAL HERITAGE/CONSERVATION AREA IN EMERY COUNTY.

*Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:*

WHEREAS the San Rafael Swell, contained within the boundaries of Emery County, is  
a rich environmental and historical treasure which should be carefully preserved and displayed for  
all to enjoy its beauty;

WHEREAS a reasonable balance should be struck between traditional uses and access  
while addressing the conservation and preservation requirements so important to the future of these  
lands;

WHEREAS this historical and picturesque landscape, if protected, could be protected and  
enjoyed by generations of Utahns and many other citizens of the United States;

WHEREAS the San Rafael Swell National Heritage/Conservation Area would feature  
various wilderness designations and special wildlife management areas in addition to a tourist  
attraction of national significance designed to preserve and share the remarkable history, folklore,  
and heritage of the area and enhance the local culture rather than displace it;

WHEREAS in order to preserve what makes the San Rafael Swell truly unique, a holistic  
management approach must be applied, one which considers all of the multi-faceted dimensions  
of the Swell's landscape and culture;

WHEREAS the combination of a conservation and a heritage area would create what is  
essentially a National Western Heritage Park, but without the narrow and limited management

options of national park designation;

WHEREAS the conservation area, which would properly manage lands, habitat, wildlife, and people to conserve, protect, educate, and teach respect and stewardship, would also allow citizens to use, tend, manage, and benefit;

WHEREAS management of a national conservation area is based on the principle of multiple use and the enabling legislation could delineate what uses are allowed or prohibited;

WHEREAS the management of most existing national conservation areas is heavily influenced by an advisory board that includes local citizens as well as a representative of state agencies such as the Division of Wildlife Resources;

WHEREAS some of the traditional activities which are important to the local heritage, such as ranching, could become an integral part of the management fabric, while at the same time a new economic dimension could be added to these activities due to their appeal to the type of tourist industry that emerges;

WHEREAS as part of the enabling legislation, a Desert Bighorn Sheep Natural Preserve would be created due to their role as an "umbrella species", because their health is an indicator of the health of many other species;

WHEREAS a national conservation area provides flexibility in managing a broad array of land uses and allows for managing recreational uses while providing protection for critical lands that could exceed those provided by wilderness designation;

WHEREAS heritage areas promote conservation, community, and economic development, and are designed to advance both conservation and economic benefits for participating communities and for the nation as a whole;

WHEREAS the creation of a national heritage area will help preserve and promote the history and natural beauty of the area;

WHEREAS the more than 100 heritage areas in the United States generally consist of a strong sense of place and identity; a working landscape that is home to many active uses; many property owners, both public and private; interpretive programs for residents and visitors; and a community or region with a strong sense of pride, vision, and goals;

WHEREAS heritage tourism provides the building blocks for local businesses that would deal in handicrafts, art, theater and music, local foods, and guided tours;

WHEREAS heritage tourism provides an educational and participatory tourist experience

1 that will create new niches for local business, leading to new jobs;

2 WHEREAS heritage tourism also respects and preserves the character of the community,  
3 and if properly implemented, enhances a community for the residents and the tourists alike;

4 WHEREAS the San Rafael Swell National Heritage/Conservation Area provides a unique  
5 opportunity to resolve public lands management disputes in a reasonable and far-reaching way,  
6 and has the potential to become a national model for shaping conservation initiatives that are  
7 compatible with local needs and objectives; and

8 WHEREAS the San Rafael Swell National Heritage/Conservation Area is an  
9 environmentally sound proposal to protect over one million acres within Emery County, more  
10 acres than any of the current wilderness proposals, and goes beyond the traditional  
11 "one-size-fits-all" approaches of the past by addressing the needs of an entire ecosystem rather  
12 than disconnected slivers of remote wilderness:

13 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the  
14 Governor concurring therein, urge Congress and President Clinton to create the San Rafael Swell  
15 National Heritage/Conservation Area in Emery County.

16 BE IT FURTHER RESOLVED that copies of this resolution be sent to President Clinton,  
17 the United States Secretary of the Interior, the President of United States Senate, the Speaker of  
18 the United States House of Representatives, the members of Utah's congressional delegation, the  
19 Carbon County Commission, and the Emery County Commission.

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## Legislative Review Note

as of 10-28-97 11:04 AM

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel