

(c) (1) Subject to the availability of local, State, or federal funds, including any necessary matching funds, and subject to the provisions of paragraph (2) of this subsection:

(i) A hiker/biker or other recreational trail may be constructed within Matthew Henson State Park[, provided that, with the exception of property purchased with advanced land acquisition revolving funds, the publicly owned portion of the property identified as Significant Parcel No. 13 in the Aspen Hill Master Plan is permanently made a part of Matthew Henson State Park]; and

(ii) A public pavilion, named in honor of Senator Idamae Garrott, may be constructed within Matthew Henson State Park.

(2) Prior to the construction of a hiker/biker or other recreational trail or pavilion in Matthew Henson State Park, the Department of Natural Resources or other appropriate governmental agency shall:

(i) Review all studies concerning the environmental impact and trail alignment options prepared for the Montgomery County [Parks Commission] PLANNING BOARD;

(ii) Determine that construction, including the location and method of construction, is consistent with the environmentally sensitive nature of the Park and is in the public interest; and

(iii) Obtain the approval of the Montgomery County [Parks Commission] PLANNING BOARD, the Montgomery County Council, and the County Executive.

SECTION 2. AND BE IT FURTHER ENACTED, That, in furtherance of the construction of a hiker/biker trail in Matthew Henson State Park, ownership of the following parcels shall be transferred ~~at no cost~~ from the State Highway Administration of the Maryland Department of Transportation to the Maryland-National Capital Park and Planning Commission before December 31, 2003:

(1) N42, MDAT, Tax Map for Mont. Co. No. HR 561, Grid HR 51, consisting of 5.00 acres, more or less, unimproved;

(2) N596, MDAT, Tax Map for Mont. Co. No. JR 122, Grid JR 12, consisting of 2.20 acres, more or less, unimproved;

(3) N134, MDAT, Tax Map for Mont. Co. No. JR 122, Grid JR 22, consisting of 8.26 acres, more or less, unimproved;

(4) N106, MDAT, Tax Map for Mont. Co. No. JR 342, Grid JR 32, consisting of 3.15 acres, more or less, unimproved;

(5) N223, MDAT, Tax Map for Mont. Co. No. JR 342, Grid JR 32, consisting of 9.97 acres, more or less, unimproved;

(6) Parcel 2, SHA Plat No. 55749 (issued Sept. 24, 2001), consisting of 7.83 acres, more or less, unimproved, except that portion of Parcel 2 that was the