



LAWS OF ALASKA

1970

Source

Chapter No.

SB 263 am H

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AN ACT

Relating to the Battery Point State Recreation Area; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 41.20 is amended by adding new sections to read:

ARTICLE 3. BATTERY POINT STATE RECREATION AREA.

Sec. 41.20.170. DECLARATION OF PURPOSE. The purpose of secs. 170 - 190 of this chapter is to empower the governor to restrict state-owned lands and waters described in sec. 180 of this chapter to use as a public recreation area. Under the provisions of AS 38.05.300, state land, water, or land and water containing more than 640 acres may be closed to multiple purpose use only by Act of the legislature. Because the area described in sec. 180 of this chapter exceeds 640 acres, secs. 170 - 190 of this chapter are intended to provide for the closing of the described lands and waters to multiple purpose use in conformity with AS 38.05.300 and their subsequent designation as a special purpose site in accordance with art. VIII, sec. 7, of the Constitution of the State of Alaska.

Sec. 41.20.180. DESIGNATED STATE LANDS AND WATERS RESTRICTED TO USE AS PUBLIC RECREATION AREA. The governor may designate by proclamation the state-owned lands and waters and all those acquired in the future by the state, lying within the parcels described in this section, as the Battery Point State Recreation Area. The proclamation may include the entire area or portions of the area at different times, shall reserve the areas included from all uses incompatible with their primary function as public recreation land and waters, and shall assign them to the Department of Natural Resources for control, development and

maintenance. Lands covered by secs. 170 - 190 of this chapter have a total acreage of 2,954.43 acres, including approximately 610 acres of federal land, and are described as follows:

(1) U.S.S. 1599: portions of Sections 6, 7 and 8 T31S, R60E, C.R.M., known as Battery Point Light House Reserve;

(2) Section 1, T31S, R59E, C.R.M., excluding the portions of lots 2 and 3 within the Chilkoot Inlet Alaska Subdivision; Section 6, T31S, R60E, C.R.M., Lots 1, 2 and 3; Section 7, T31S, R60E, C.R.M., Lots 1 - 7; Section 8, T31S, R60E, C.R.M., Lot 1; Section 12, T31S, R59E, C.R.M., NW 1/4, NE 1/4, and SE 1/4; Section 17, T31S, R60E, C.R.M.; Section 18, T31S, R60E, C.R.M.; Section 19, T31S, R60E, C.R.M., NE 1/4, NW 1/4, N 1/2 NE 1/4.

Sec. 41.20.190. INCOMPATIBLE USE PROHIBITED. The commissioner of natural resources shall designate by regulation incompatible uses within the boundaries of the Battery Point State Recreation Area in accordance with sec. 170 of this chapter, and those incompatible uses designated shall be prohibited or restricted, as provided by regulation. Nothing herein affects the rights and uses of water and facilities of the City of Haines, Alaska, located within the boundaries of this area.

* Sec. 2. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.