



LAWS OF ALASKA

1985

Source

HCS CSSB 105 Res

Chapter No.

49

AN ACT

Relating to the Palmer Hay Flats State Game Refuge; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 9

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: May 30, 1985
Actual Effective Date: May 31, 1985

AN ACT

Relating to the Palmer Hay Flats State Game Refuge;
and providing for an effective date.

* Section 1. The legislature determines that wetlands important to the protection of waterfowl and salmon in the Spring Creek area lie outside of the boundaries of the Palmer Hay Flats State Game Refuge. The Spring Creek area also provides one of the major public access points to the hay flats although the land is privately owned. The legislature therefore determines that it is in the public interest to protect the Spring Creek wetlands through extension of the Palmer Hay Flats State Game Refuge under this Act.

* Sec. 2. AS 16.20.032(a) is amended to read:

(a) The following state-owned land and water is established as the Palmer Hay Flats State Game Refuge:

(1) Township 16 North, Range 1 West, Seward Meridian

Sections 1 - 12 [INCLUSIVE]

Section 13: N1/2

Sections 14 - 18 [INCLUSIVE]

(2) Township 17 North, Range 1 West, Seward Meridian

Section 25 [: ALL]

Section 26: S1/2, S1/2N1/2, N1/2NE1/4, NE1/4NW1/4

Section 27: S1/2, SE1/4NE1/4

Section 31: Lot 4, SE1/4, E1/2SW1/4, SE1/4NE1/4,
S1/2SW1/4NE1/4

Section 32: S1/2, S1/2NE1/4, NE1/4NE1/4,

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SE1/4NW1/4

Sections 33 - 36

[SECTION 33: ALL

SECTION 34: ALL

SECTION 35: ALL

SECTION 36: ALL]

(3) Township 17 North, Range 1 East, Seward Meridian

Section 19: Lots 3 and 4, E1/2SW1/4, S1/2SE1/4

Section 22:

excluding NW1/4NW1/4

excluding N1/2NE1/4NW1/4

excluding NE1/4NE1/4NE1/4

Section 25: Lots 1 - 6, NW1/4, N1/2NE1/4, N1/2-SW1/4, SW1/4SW1/4

Section 26: SE1/4NE1/4, S1/2

Section 27: Lot 1, N1/2, N1/2S1/2, SE1/4SW1/4, S1/2SE1/4

Section 28: Lots 1 - 2, N1/2SE1/4, SW1/4SE1/4, S1/2SW1/4

Section 30: Lots 1 - 4, E1/2, E1/2W1/2

Section 31: Lots 1 - 10, NE1/4NW1/4, SW1/4NE1/4, N1/2NE1/4 [LOTS 5, 7, 8, 9, 10]

Section 32: Lots 3 - 7, NE1/4, SW1/4SW1/4, NE1/4-SE1/4

Section 33: Lots 5 - 9, S1/2SE1/4, SW1/4NW1/4, including all state tide and submerged land

Section 34: Lots 1 - 3, E1/2NW1/4, SW1/4, E1/2

Section 35: Lots 1 - 5, NW1/4, N1/2SW1/4, SW1/4-SW1/4, N1/2NE1/4, SW1/4NE1/4, NW1/4SE1/4

1 Section 36: Lots 1 - 10, SE1/4SW1/4, S1/2SE1/4,
2 NE1/4SE1/4

3 (4) Township 16 North, Range 1 East, Seward Meridian

4 Sections 4 - 9

5 [SECTION 4, 5, 6, 7, 8, 9: ALL]

6 Section 17: N1/2

7 Section 18: N1/2

8 All state tide and submerged land

9 (5) Township 16 North, Range 1 East, Seward Meridian

10 Section 2: Portion lying west of the Alaska
11 Railroad

12 Section 3: Lot 1, excluding portions lying east
13 of the Alaska Railroad centerline, Lots, 2, 3,
14 4, 5, 6, NW1/4, NW1/4, NE1/4

15 Section 10: Lots 1, 2, 3, 4, 6, and portions
16 lying west of the Alaska Railroad

17 Section 15: All state land lying north of the
18 south bank of the Knik River and west of the
19 Alaska Railroad

20 Section 16: All state land lying north of the
21 south bank of the Knik River

22 * Sec. 3. AS 16.20.032 is amended by adding a new subsection to read:

23 (e) Notwithstanding the provisions of (a) of this section, the
24 land described in this subsection is excluded from the Palmer Hay
25 Flats State Game Refuge established under (a) of this section for the
26 establishment of a transportation and utility corridor. Land within
27 the transportation and utility corridor that is determined by the
28 commissioner of transportation and public facilities to be unnecessary
29 for future transportation or utility corridors becomes a part of the

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1 Palmer Hay Flats State Game Refuge. The commissioner of transporta-
2 tion and public facilities is directed to provide access to the Palmer
3 Hay Flats State Game Refuge during future development of state
4 highways in the area. The land that is excluded from the Palmer Hay
5 Flats State Game Refuge under this subsection is described as

6 Township 17 North, Range 1 East, Seward Meridian

7 Section 22: SE1/4NW1/4, W1/2NE1/4, SE1/4NE1/4, S1/2-

8 NE1/4NE1/4, NW1/4NE1/4NE1/4, NE1/4SW1/4, W1/2SE1/4

9 Sections 27 and 34: a corridor 300 feet on either side
10 of the existing highway centerline

11 * Sec. 4. The commissioner of natural resources shall include land
12 acquired from the Matanuska-Susitna Borough in the Palmer Hay Flats State
13 Game Refuge established under AS 16.20.032.

14 * Sec. 5. (a) The commissioner of natural resources may exchange
15 state land located within the Matanuska-Susitna borough for privately owned
16 land determined desirable for inclusion in the Palmer Hay Flats State Game
17 Refuge. The commissioner of natural resources may also offer to purchase
18 at fair market value from willing sellers privately owned land determined
19 desirable for inclusion in the Palmer Hay Flats State Game Refuge.

20 (b) An offer made by the commissioner of natural resources under this
21 section for a purchase or exchange that remains unaccepted for two years
22 after tender is withdrawn.

23 (c) An exchange or purchase authorized under (a) of this section
24 shall be accomplished under AS 38.05 or AS 38.50.

25 (d) The commissioner of natural resources shall include land acquired
26 under this section in the Palmer Hay Flats State Game Refuge established
27 under AS 16.20.032.

28 * Sec. 6. The addition of land to the Palmer Hay Flats State Game
29 Refuge under secs. 2 and 4 - 5 of this Act may not be an occasion for the
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1 delay in or prohibition of the expansion or improvement of the Glenn
2 Highway, the Parks Highway, or the Wasilla Bypass, or the construction of
3 the interchange at the Parks and the Glenn Highways, nor may it restrict
4 the present or future use of land retained by an owner of land under sec. 5
5 of this Act.

6 * Sec. 7. This Act takes effect immediately in accordance with AS 01.-
7 10.070(c).
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