



LAWS OF ALASKA

1987

Source

SCS CSHB 18(C&RA)

Chapter No.

44

AN ACT

Establishing the Willow Creek State Recreation Area; 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

Approved by the Governor: June 8, 1987
Actual Effective Date: June 9, 1987

AN ACT

Establishing the Willow Creek State Recreation Area;
and providing for an effective date.

* Section 1. PURPOSE. The purpose of this Act is to:

(1) designate as a state recreation area the land and water described in AS 41.21.491(a);

(2) emphasize and promote public and private recreational uses and associated economic development activities in the unit; and

(3) maintain and enhance the fishery and wildlife habitat in the unit.

* Sec. 2. AS 41.21 is amended by adding new sections to article 4 to read:

Sec. 41.21.491. WILLOW CREEK STATE RECREATION AREA. (a) The surface estate in the land and water owned by the state as of the effective date of this Act and all land and water acquired by the state in the future, including shore and submerged land, lying within the parcels described in this subsection is designated as the Willow Creek State Recreation Area:

Township 19 North, Range 4 West, Seward Meridian

Section 5: Lot 3, Lot 4, S1/2NE1/4NE1/4, SE1/4NW1/4NE1/4,
SW1/4NE1/4, N1/2NW1/4SE1/4, S1/2NW1/4

Section 6: Lot 3, Lot 4, Lot 5, SE1/4NW1/4

Township 19 North, Range 5 West, Seward Meridian

Section 1: SE1/4, W1/2, Tract A, Tract B, Tract C

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1 Section 2

2 Section 3: N1/2

3 Township 20 North, Range 5 West, Seward Meridian

4 Section 34

5 Section 35

6 Section 36: S1/2

7 (b) The Department of Natural Resources may agree to manage land
8 owned by the Matanuska-Susitna Borough that is within the parcels
9 described in (a) of this section and that is designated by ordinance
10 or resolution of the borough as a part of the Willow Creek State
11 Recreation Area.

12 (c) Subject to valid existing rights, the land and water de-
13 scribed in (a) of this section are designated as a special purpose
14 area under art. VIII, sec. 7, Constitution of the State of Alaska.

15 (d) Except for oil and gas leasing under AS 38.05.180, the
16 mineral estate in the state-owned land and water described in (a) of
17 this section is closed to mineral entry under AS 38.05.181 - 38.05.-
18 280.

19 Sec. 41.21.492. DESIGNATION OF MANAGEMENT RESPONSIBILITIES. (a)
20 The land and water described in AS 41.21.491(a), including land and
21 water owned by the Matanuska-Susitna Borough and designated by the
22 borough in a management agreement under AS 41.21.491(b), are assigned
23 to the Department of Natural Resources for control, maintenance, and
24 development, consistent with the purposes of AS 41.21.491 - 41.21.495.

25 (b) Nothing in AS 41.21.491 - 41.21.495 affects the responsibil-
26 ities of

27 (1) the Department of Fish and Game, the Board of Fisher-
28 ies, or the Board of Game under AS 16 and AS 41.99.010;

29 (2) the Department of Environmental Conservation under

AS 46.03; or

(3) state agencies and municipalities under AS 44.19.-145(a)(11) and AS 46.40.100.

Sec. 41.21.493. COMPREHENSIVE MANAGEMENT PLAN. The commissioner shall develop and adopt a comprehensive management plan for the Willow Creek State Recreation Area with the concurrence of the Matanuska-Susitna Borough.

Sec. 41.21.494. REGULATIONS. The commissioner shall adopt regulations under the Administrative Procedure Act (AS 44.62) that are necessary to achieve the purposes of AS 41.21.491 - 41.21.495 and to implement the plan adopted under AS 41.21.493. The regulations shall

(1) designate incompatible uses and prohibit or restrict them;

(2) allow road, railroad, and utility crossing of Willow Creek so as to minimize disturbance to the river's habitat and scenic and recreation values;

(3) allow fishery rehabilitation or enhancement practices under terms that are compatible with AS 41.21.491 - 41.21.495;

(4) allow the legal taking of fur-bearing animals; and

(5) allow for hunting, except where it must be prohibited for reasons of public safety.

Sec. 41.21.495. COOPERATIVE MANAGEMENT AGREEMENTS. The commissioner may enter into cooperative management agreements with a federal agency, a municipality, another state agency, or a private landowner to achieve the purposes of AS 41.21.491 - 41.21.495.

* Sec. 3. The commissioner of natural resources shall adopt the comprehensive management plan under AS 41.21.493, enacted by sec. 2 of this Act, within two years after the effective date of this Act. Until a boat launch is constructed in the recreation area, the commissioner may not restrict

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1 boating activities within the Willow Creek State Recreation Area except t
2 protect public safety.

3 * Sec. 4. This Act takes effect immediately under AS 01.10.070(c).
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