

Original sponsor: Miller, Duncan
and Smith

Offered: 3/20/75
Referred: Rules

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 269 am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Chilkat State Park; and providing
7 for an effective date."

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

9 * Section 1. AS 41.20.170 is amended to read:

10 ARTICLE 5. CHILKAT STATE PARK [BATTERY POINT STATE
11 RECREATION AREA].

12 Sec. 41.20.170. DECLARATION OF PURPOSE. The purpose of secs. 170 -
13 190 of this chapter is to empower the governor to restrict state-owned
14 lands and waters described in sec. 180 of this chapter to use as a
15 state park [PUBLIC RECREATION AREA]. Under the provisions of AS 38.05.-
16 300, state land, water, or land and water containing more than 640 acres
17 may be closed to multiple purpose use only by Act of the legislature.
18 Because the area described in sec. 180 of this chapter exceeds 640 acres,
19 secs. 170 - 190 of this chapter are intended to provide for the closing
20 of the described lands and waters to multiple purpose use in conformity
21 with AS 38.05.300 and their subsequent designation as a special purpose
22 site in accordance with art. VIII, sec. 7, of the Constitution of the
23 State of Alaska.

24 * Sec. 2. AS 41.20.180 is amended to read:

25 Sec. 41.20.180. DESIGNATED STATE LANDS AND WATERS RESTRICTED TO
26 USE AS PUBLIC RECREATION AREA. The governor may designate by proclama-
27 tion the state-owned lands and waters and all those acquired in the
28 future by the state, lying within the parcels described in this section,
29 as the Chilkat State Park [BATTERY POINT STATE RECREATION AREA]. The

1 proclamation may include the entire area or portions of the area at
2 different times, shall reserve the areas included from all uses incom-
3 patible with their primary function as public recreation land and waters,
4 and shall assign them to the Department of Natural Resources for control,
5 development and maintenance. Land covered by secs. 170 - 190 of this
6 chapter has a total acreage of 6,045.45 [2,954.43] acres, including
7 approximately 610 acres of federal land, and is described as follows:

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

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

17 (3) Township 31 South, Range 60 East, C.R.M.

18 Section 30: Lots 8 and 9

19 Section 31: All

20 Section 32: SW 1/4, W1/2 NW 1/4 SE 1/4

21 W1/2 SE1/4 NW1/4 SE1/4

22 Lots 9 - 16 including W1/2 SW1/4 SE1/4 SE1/4

23 (4) Township 32 South, Range 60 East, C.R.M.

24 Section 5: W1/2, W 1/2 SE1/4

25 Section 6, 7, 8, 9, 15, 16, 17, 21, 22 excluding

26 Tongass National Forest.

27 * Sec. 3. AS 41.20.190 is amended to read:

28 Sec. 41.20.190. INCOMPATIBLE USE PROHIBITED. The commissioner of
29 natural resources shall designate by regulation incompatible uses within

1 the boundaries of the Chilkat State Park [BATTERY POINT STATE RECREATION
2 AREA] in accordance with sec. 170 of this chapter, and those incom-
3 patible uses designated shall be prohibited or restricted, as provided
4 by regulation. Nothing herein affects the rights and uses of water and
5 facilities of the city of Haines, Alaska, located within the boundaries
6 of this area.

7 * Sec. 4. The state may not acquire by eminent domain privately owned
8 land for inclusion in Chilkat State Park.

9 * Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-
10 070(c).

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