

Introduced: 5/7/75
Referred: Resources and
Finance

1 IN THE HOUSE

BY SWANSON

2 HOUSE BILL NO. 489

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the Kantishna State Recreation
7 Area."

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

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

10 ARTICLE 10. KANTISHNA STATE RECREATION AREA.

11 Sec. 41.20.420. DECLARATION OF PURPOSE. The purpose of secs.
12 420 - 430 of this chapter is to dedicate lands and waters within the
13 Kantishna State Recreation Area to recreational uses while at the same
14 time recognizing the value to the people of the state of the existing
15 mineral industry in the area. It is the intent of the legislature that
16 mining be undertaken on state lands in the Kantishna State Recreation
17 Area under lease or claim and that mining activity within the mineral
18 zone be permitted within the mineral zone if it is done in a manner
19 compatible with recreational use.

20 Sec. 41.20.425. DESIGNATED LAND AND WATER RESTRICTED TO USE. (a)
21 Those lands and waters lying inside the following described boundary are
22 designated as the Kantishna State Recreation Area subject to the uses
23 specified in sec. 430 of this chapter: Beginning at the intersection of
24 the range line between Range 20 North and Range 21 West, F.M., and the
25 northern boundary of Mt. McKinley National Park; thence northward
26 following said range line to the township line between Township 12 South
27 and Township 13 South, F.M.; thence easterly along said township line to
28 its intersection with the thread of the Toklat River; thence southerly
29 along the thread of the Toklat River to its intersection with the

1 northern boundary of Mt. McKinley National Park; thence westerly and
2 southerly along said boundary to its intersection with the range line
3 between Range 20 North and Range 21 West, F.M., the point of beginning.

4 (b) The land classification map for the Kantishna State Recreation
5 Area filed with the Department of Natural Resources which is dated May
6 1975 and numbered HP-3 is adopted as the official classification map for
7 the Kantishna State Recreation Area. Changes to this map are effective
8 only upon approval by the commissioner of natural resources and the
9 legislature by concurrent resolution.

10 Sec. 41.20.430. USES PERMITTED. (a) Within the area classified
11 as mineral zone in the land classification map specified in sec. 425(b)
12 of this chapter, mining is recognized as the primary use of the lands,
13 waters, and roads, and any recreational development undertaken may not
14 interfere with mining activities. When, in his judgment, mining activity
15 reaches a point where public entry into the area would be hazardous, the
16 director may establish regulations to control recreational activities
17 and development in the area.

18 (b) Other than for the area classified as a mineral zone, the
19 highest and best use of the area specified in sec. 425 of this chapter
20 is public recreation and scenic preservation and any other development
21 may be undertaken only in a manner that is compatible with these values
22 and upon approval by the commissioner of natural resources and the
23 legislature by concurrent resolution.

24 (c) After the effective date of this Act, private land and valid
25 existing leases and mining claims within the area specified under sec.
26 425 of this chapter are restricted to the type of uses to which they
27 were put before the effective date of this Act, including but not
28 limited to previous mining activity or to public or private recreational
29 uses.

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(d) Rights to mineral deposits in the area specified under sec. 425 of this chapter may only be obtained by a mineral lease or claim under AS 38.05.195 and 38.05.205.

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