

Introduced: 3/23/77
Referred: Resources

1 IN THE HOUSE

BY GRUENING, COTTEN, HAYES AND
MEEKINS

2 *CS* HOUSE BILL NO. 391 *Am*
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Redoubt Bay State Game Refuge."

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

8 * Section 1. AS 16.20 is amended by adding a new section to read:

9 Sec. 16.20.039. REDOUBT BAY STATE GAME REFUGE. (a) The following
10 state-owned land, including tide and submerged land, and all lands,
11 including tide and submerged land, acquired after the effective date of
12 this Act by the state lying within the parcels described in this sub-
13 section is established as the Redoubt Bay State Game Refuge:

14 (1) Township 5 North, Range 16 West, Seward Meridian, Sections
15 4 - 9, 18

16 (2) Township 5 North, Range 17 West, Seward Meridian, Sections
17 1 - 34

18 (3) Township 6 North, Range 15 West, Seward Meridian, Sections
19 4 - 9, 18

20 (4) Township 6 North, Range 16 West, Seward Meridian, Sections
21 1 - 24, 26 - 34

22 (5) Township 6 North, Range 17 West, Seward Meridian, Sections
23 1 - 18, 20 - 29, 32 - 36

24 (6) Township 7 North, Range 14 West, Seward Meridian, Sections
25 S1/2 5, 6 - 8, 18

26 (7) Township 7 North, Range 15 West, Seward Meridian, Sections
27 1 - 24, 26 - 34

28 (8) Township 7 North, Range 16 West, Seward Meridian, Sections
29 1 - 36

1 (9) Township 7 North, Range 17 West, Seward Meridian, Sections
2 1 - 4, E1/2 8, 9 - 17, 19 - 27, 30, 34 - 36

3 (10) Township 8 North, Range 15 West, Seward Meridian, Sections
4 S1/2 1, S1/2 2, W1/2 3, 4 - 11, N1/2 12, 13 - 36

5 (11) Township 8 North, Range 16 West, Seward Meridian, Sections
6 1 - 36

7 (12) Township 8 North, Range 17 West, Seward Meridian, Sections
8 1 - 5, 7 - 17, 20 - 29, 32 - 36

9 (13) Township 9 North, Range 16 West, Seward Meridian, Sections
10 19 - 21, 28 - 33.

11 (b) The state may not acquire by eminent domain privately owned
12 land within land specified in (a) of this section for inclusion in the
13 Redoubt Bay State Game Refuge. The Department of Natural Resources may
14 adopt, in accordance with the Administrative Procedure Act (AS 44.62),
15 zoning regulations governing privately owned land within the Redoubt Bay
16 State Game Refuge only to the extent that these regulations are impera-
17 tive to insure compatibility with the intended use of the refuge.

18 (c) Egress and ingress to and from private property within the
19 parcels described in (a) of this section shall be allowed through access
20 corridors established through agreement among the Department of Natural
21 Resources, the Department of Fish and Game, and the private property
22 owners involved. The establishment of a refuge under this section does
23 not impair or alter existing rights of access to set net site leases.

24 (d) The Redoubt Bay State Game Refuge is established to protect the
25 following:

- 26 (1) fish and wildlife habitat and populations, particularly
27 waterfowl nesting, feeding and migration areas, moose calving areas,
28 spring and fall bear feeding areas, salmon spawning and rearing habitats;
29 (2) public uses of fish and wildlife and their habitat,

1 particularly waterfowl enjoyment, moose and bear hunting, photography,
2 and general public recreation and viewing in a high quality environment.

3 (e) Entry upon the Redoubt Bay State Game Refuge for purposes of
4 exploration and development of oil and gas resources shall be permitted
5 when compatible with the purposes specified in (d) of this section;
6 however, all existing leases are valid and continue in full force and
7 effect according to their terms.

8 (f) Land selected by a borough within the area described in (a) of
9 this section shall be included in the Redoubt Bay State Game Refuge,
10 subject to borough approval. If the borough relinquishes the selection of
11 this land, the selected land becomes part of the Redoubt Bay State Game
12 Refuge.

13 (g) The establishment of a refuge under this section does not
14 impair or alter existing rights of a borough or city to select state land
15 under AS 29.18.190 - 29.18.200.

16 (h) Land within existing and applied for highway, pipeline, and
17 railway rights-of-way, as of the effective date of this Act, is excluded
18 from the land described in (a) of this section; however, when these
19 interests revert to the state, the land shall be included within the
20 Redoubt Bay State Game Refuge.

21 (i) The Department of Natural Resources, in consultation with the
22 Department of Fish and Game, shall adopt regulations governing the
23 issuance of permits for seasonal cabins or shelters within the refuge.
24 Upon appropriate application, permits shall be issued to owners of cabins
25 or shelters existing on the effective date of this Act. Permits
26 issued under this subsection are for a period not to exceed five years
27 and are renewable under procedures specified by the Department of Natural
28 Resources.