Original sponsors: Gruening, Cotten, Hayes, and Meekins

Offered: 5/1/78
Referred: Rules

IN THE HOUSE

BY THE RESOURCES COMMITTEE

CS FOR HOUSE BILL NO. 391 am

IN THE LEGISLATURE OF THE STATE OF ALASKA

TENTH LEGISLATURE - SECOND SESSION

A BILL

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(1) fish and wildlife habitat and populations, particularly waterfowl nesting, feeding and migration areas, moose calving areas, spring and fall bear feeding areas, salmon spawning and rearing habitats;

(2) public uses of fish and wildlife and their habitat, particularly waterfowl enjoyment, moose and bear hunting, photography, and general public recreation and viewing in a high quality environment.

(e) Entry upon the Redoubt Bay State Game Refuge for purposes of exploration and development of oil and gas resources shall be permitted in accordance with applicable oil and gas leasing laws and regulations; and all existing leases are valid and continue in full force and effect according to their terms.

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

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

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

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