

1 IN THE HOUSE

BY NAVARRE, SWACKHAMMER AND
ELLIS

2

HOUSE BILL NO. 8

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act relating to the addition of land to Kachemak

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Bay State Park and Kachemak Bay State Wilderness

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Park."

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

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* Section 1. LEGISLATIVE FINDINGS. The legislature, in its designation

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of additional land to the Kachemak Bay State Wilderness Park, intends that

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the land within the park be managed for its primitive recreational values

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without preventing reasonable access to inholdings in the Petrof View

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subdivision. On Nuka Island, in recognition of planning conducted by the

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commissioner of natural resources under AS 38.04.065, the legislature

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intends that the island support

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(1) a commercial lodge in a suitable place;

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(2) renovation of existing facilities at Herring Pete's Cove;

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(3) the construction and operation of one or two public use

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cabins;

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(4) docks, trails, and moorings necessary to provide for recre-

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ational use; and

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(5) maintenance of Berger Bay in an undeveloped state.

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* Sec. 2. AS 41.21.131(a) is amended to read:

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(a) The presently state-owned land and water, and all that

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acquired in the future by the state, lying within the parcels describ-

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ed in this section are designated as the Kachemak Bay State Park. In

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order to protect and preserve this land and water for its unique and

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exceptional scenic value, the park is established and shall be managed

1 as a scenic park. The land and water lying within the following
2 described parcels is reserved from all uses incompatible with its
3 primary function as a scenic park and is assigned to the department
4 for control, development and maintenance:

5 (1) Township 5 South, Range 10 West, Seward Meridian

6 Chugachik Island

7 Sections 31 - 32

8 (2) Township 5 South, Range 11 West, Seward Meridian

9 Section 2: Lot 1, excluding Tract A

10 Section 3: Lots 1 - 8, SW1/4NE1/4, S1/2NW1/4,

11 N1/2SW1/4

12 Section 4: Lots 1 - 4, S1/2N1/2, SE1/4, E1/2SW1/4

13 Section 8: E1/2NE1/4, SE1/4

14 Section 9: Lots 1 and 2, NW1/4NE1/4, NE1/4NW1/4,

15 W1/2NW1/4, N1/2NE1/4SW1/4, SW1/4NE1/4SW1/4,

16 excluding Lot 6

17 Section 10: Lot 1

18 Section 16: Lot 1

19 Section 17: Lots 1, 3, 4, NW1/4SW1/4, S1/2NW1/4

20 Section 18: Lot 4, SE1/4, E1/2NE1/4

21 Section 19: Lots 1-6, NW1/4NE1/4, NE1/4NW1/4

22 Section 20: Lot 1

23 Sections 24 - 25, excluding tide and submerged land

24 within the Kachemak Bay Critical Habitat Area

25 Section 26: SE1/4, excluding tide and submerged land

26 within the Kachemak Bay Critical Habitat Area

27 Sections 35 - 36

28 (3) [(2)] Township 6 South, Range 11 West, Seward Meridian

29 (4) [(3)] Township 7 South, Range 11 West, Seward Meridian

1 Sections 1 - 4
2 Section 5: N1/2
3 Sections 7 - 36
4 (5) [(4)] Township 7 South, Range 12 West, Seward Meridian
5 Section 12, except N1/2 NE1/4
6 Section 13
7 Sections 19 - 36
8 (6) [(5)] Township 7 South, Range 13 West, Seward Meridian
9 Sections 25 - 26
10 Sections 35 - 36 [25, 26, 35 AND 36]
11 (7) [(6)] Township 8 South, Range 11 West, Seward Meridian
12 Sections 1 - 8
13 Section 9: N1/2
14 Section 10: N1/2
15 Section 11: N1/2
16 Section 12: N1/2
17 Sections 17 - 18 [17 AND 18]
18 (8) [(7)] Township 8 South, Range 12 West, Seward Meridian
19 (9) [(8)] Township 8 South, Range 13 West, Seward Meridian
20 Sections 1 - 2 [1 AND 2]
21 Sections 10 - 14
22 Section 15: E1/2
23 Section 23: N1/2 and SE1/4
24 Sections 24 - 25 [24 AND 25]
25 Section 26: E1/2
26 Section 35: E1/2
27 Section 36
28 (10) Township 9 South, Range 8 West, Seward Meridian
29 Sections 7 - 10

- 1 Sections 15 - 22
2 Sections 27 - 34
3 (11) Township 9 South, Range 9 West, Seward Meridian
4 Section 13
5 Sections 24 - 25
6 Sections 35 - 36
7 (12) [(9)] Township 9 South, Range 12 West, Seward Meridian
8 Sections 1 - 6
9 Section 8: NE1/4
10 Sections 9 - 12
11 Section 13: N1/2
12 Section 14: N1/2
13 (13) [(10)] Township 9 South, Range 13 West, Seward Meridian
14 Sections 1 - 2 [1 AND 2]
15 (14) Township 10 South, Range 8 West, Seward Meridian
16 Sections 4 - 8
17 Sections 17 - 19
18 (15) Township 10 South, Range 9 West, Seward Meridian
19 Sections 1 - 4
20 Sections 10 - 15
21 Sections 22 - 24.

22 * Sec. 3. AS 41.21.140(a) is amended to read:

23 (a) The presently state-owned land and water, and all that
24 acquired in the future by the state, lying within the parcels describ-
25 ed in this section are designated as the Kachemak Bay State Wilderness
26 Park. In order to protect and preserve this land and water for its
27 unique and exceptional wilderness value, the park is established and
28 shall be managed as a wilderness park. The land and water lying
29 within the following described parcels is reserved from all uses

1 incompatible with its primary function as a wilderness park and is
2 assigned to the department for control and maintenance:

- 3 (1) Township 8 South, Range 11 West, Seward Meridian
4 Section 9: S 1/2
5 Section 10: S 1/2
6 Section 11: S 1/2
7 Section 12: S 1/2
8 Sections 13 - 16
9 Sections 19 - 36

- 10 (2) Township 9 South, Range 8 West, Seward Meridian
11 Section 2: W1/2
12 Sections 3 - 6

- 13 (3) Township 9 South, Range 9 West, Seward Meridian
14 Sections 1 - 12
15 Sections 14 - 23
16 Sections 26 - 34

- 17 (4) Township 9 South, Range 10 West, Seward Meridian
18 Sections 1 - 3
19 Sections 10 - 15
20 Sections 22 - 27
21 Sections 34 - 36

- 22 (5) [(2)] Township 9 South, Range 12 West, Seward Meridian
23 Section 7
24 Section 8: S 1/2 and NW 1/4
25 Section 13: S 1/2
26 Section 14: S 1/2
27 Sections 15 - 36

- 28 (6) [(3)] Township 9 South, Range 13 West, Seward Meridian
29 Section 11: NE 1/4

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Sections 12 - 13

(7) [(4)] Township 10 South, Range 9 West, Seward Meridian

Sections 5 - 7

(8) [(5)] Township 10 South, Range 10 West, Seward Meridian

(9) [(6)] Township 10 South, Range 11 West, Seward Meridian

(10) [(7)] Township 10 South, Range 12 West, Seward Meridian

(11) [(8)] Township 11 South, Range 10 West, Seward Meridian

(12) [(9)] Township 11 South, Range 11 West, Seward Meridian

(13) [(10)] Township 11 South, Range 12 West, Seward Merid-

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Sections 1 - 10

Section 11: W 1/2 and E 1/2

Sections 12 - 17

Sections 21 - 24.

* Sec. 4. AS 41.21.140 is amended by adding a new subsection to read:

(c) The tide and submerged land within the Aurora Lagoon is assigned to the Department of Natural Resources to preserve its value as a scenic park and to the Department of Fish and Game to preserve its value as critical habitat.

* Sec. 5. This Act does not prohibit the commissioner of natural resources from conveying 50 acres, more or less, on Nuka Island to the University of Alaska in accordance with the final finding of the commissioner of natural resources issued December 4, 1987, or its amendments. This Act does not apply to land conveyed to the University of Alaska under the commissioner's decision dated December 4, 1987.