

Introduced: 1/9/89
Referred: Community and Regional Affairs,
Resources and Finance

6-0017A

1 IN THE SENATE

BY FISCHER, STURGULEWSKI,
RODEY AND KERTTULA

2

SENATE BILL NO. 2

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the addition of land to Kachemak
7 Bay State Park and Kachemak Bay State Wilderness
8 Park."

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

10 * Section 1. LEGISLATIVE FINDINGS. The legislature, in its designation
11 of additional land to the Kachemak Bay State Wilderness Park, intends that
12 the land within the park be managed for its primitive recreational values
13 without preventing reasonable access to inholdings in the Petrof View
14 subdivision. On Nuka Island, in recognition of planning conducted by the
15 commissioner of natural resources under AS 38.04.065, the legislature
16 intends that the island support

- 17 (1) a commercial lodge in a suitable place;
- 18 (2) renovation of existing facilities at Herring Pete's Cove;
- 19 (3) the construction and operation of one or two public use
20 cabins;
- 21 (4) docks, trails, and moorings necessary to provide for recre-
22 ational use; and
- 23 (5) maintenance of Berger Bay in an undeveloped state.

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

25 (a) The presently state-owned land and water, and all that
26 acquired in the future by the state, lying within the parcels describ-
27 ed in this section are designated as the Kachemak Bay State Park. In
28 order to protect and preserve this land and water for its unique and
29 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, E1/2SE1/4, NW1/4SE1/4,

14 SW1/4SE1/4

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

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

17 excluding Lot 6

18 Section 10: Lot 1

19 Section 16: Lot 1

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

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

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

23 Section 20: Lot 1

24 Sections 24 - 25, excluding tide and submerged land

25 within the Kachemak Bay Critical Habitat Area

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

27 within the Kachemak Bay Critical Habitat Area

28 Sections 35 - 36;

29 (3) Township 6 South, Range 11 West, Seward Meridian;

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

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

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

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

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

- 5 (1) Township 8 South, Range 11 West, Seward Meridian
6 Section 9: S 1/2
7 Section 10: S 1/2
8 Section 11: S 1/2
9 Section 12: S 1/2
10 Sections 13 - 16
11 Sections 19 - 36;
- 12 (2) Township 9 South, Range 8 West, Seward Meridian
13 Section 2: W1/2
14 Sections 3 - 6;
- 15 (3) Township 9 South, Range 9 West, Seward Meridian
16 Sections 1 - 12
17 Sections 14 - 23
18 Sections 26 - 34;
- 19 (4) Township 9 South, Range 10 West, Seward Meridian
20 Sections 1 - 3
21 Sections 10 15
22 Sections 22 - 27
23 Sections 34 - 36;
- 24 (5) Township 9 South, Range 12 West, Seward Meridian
25 Section 7
26 Section 8: S 1/2 and NW 1/4
27 Section 13: S 1/2
28 Section 14: S 1/2
29 Sections 15 - 36;

1 (6) [(3)] Township 9 South, Range 13 West, Seward Meridian
2 Section 11: NE 1/4
3 Sections 12 - 13;
4 (7) [(4)] Township 10 South, Range 9 West, Seward Meridian
5 Sections 5 - 7;
6 (8) [(5)] Township 10 South, Range 10 West, Seward Merid-
7 ian;
8 (9) [(6)] Township 10 South, Range 11 West, Seward Merid-
9 ian;
10 (10) [(7)] Township 10 South, Range 12 West, Seward Merid-
11 ian;
12 (11) [(8)] Township 11 South, Range 10 West, Seward Merid-
13 ian;
14 (12) [(9)] Township 11 South, Range 11 West, Seward Merid-
15 ian;
16 (13) [(10)] Township 11 South, Range 12 West, Seward Merid-
17 ian
18 Sections 1 - 10
19 Section 11: W 1/2 and E 1/2
20 Sections 12 - 17
21 Sections 21 - 24.

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

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

27 * Sec. 5. This Act does not prohibit the commissioner of natural re-
28 sources from conveying 50 acres, more or less, on Nuka Island to the Uni-
29 versity of Alaska in accordance with the final finding of the commissioner

1 of natural resources issued December 4, 1987, or its amendments. This Act
2 does not apply to land conveyed to the University of Alaska under the
3 commissioner's decision dated December 4, 1987.