

Rec'd 3/13/84

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: 3/9/84

REQUEST

Bill/Resolution No.: HCS for SB51
Title: Shuyak Island State Park

FISCAL DETAIL

Agency Affected: Natural Resources
Program Category Affected: Parks & Recreation

Sponsor: Mulcahy & Fischer(orig.)
Requestor: _____
Date of Request: _____

BRU, Program or Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES		15.	16.	17.	18.	19.
200 TRAVEL		2.	2.5	3.0	3.5	4.0
300 CONTRACTUAL		1.	1.2	1.5	1.8	2.3
400 SUPPLIES		2.	2.5	3.0	3.5	4.0
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		20.	22.2	24.5	26.8	29.3
CAPITAL		40.	45.	50.	55.	60.
REVENUE		1,800	3,600	5,400	7,200	12,000

FUNDING: (Thousands of Dollars)

GENERAL FUND		60.	67.2	74.5	81.8	89.3
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY		.5	.5	.5	.5	.5

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL: General Fund, Revenue explanation:

Capital funds to construct 2 public use cabins per year. Assume each cabin used 60 nites per year. Revenue calculated at rate of \$15. per nite until FY 89 when rate becomes \$20. per nite.

ANALYSIS: Attach a separate page for analysis

Prepared By: Neil Johannsen Phone: 276-2653
Division: Parks and Outdoor Recreation Date: 3/9/84

Approved by Commissioner: Mantha Loren Date: 3/9/84
Agency: Department of Natural Resources

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

STATE OF ALASKA 1984 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: November 30, 1983

I. REQUEST

Bill/Resolution No.: SB 51
 Title: Shuyak Island State Park
 Sponsor: Mulcahy and V. Fischer
 Requestor: _____
 Date of Request: _____

II. FISCAL DETAIL

Agency Affected: Fish and Game
 Program Category Affected: NRMEC
 BRU, Program of Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						
TOTAL						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

**OFFICE OF
MANAGEMENT & BUDGET**

NOV 30 1983

IV. ANALYSIS: Attach a separate page for any Analysis

BUDGET REVIEW

Prepared By: Beverly Beaumo Phone: 465-4120
 Division: Administration Date: _____
 Approved by Commissioner: [Signature] Date: 11/29/83
 Department: Fish and Game

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

9/14/83

House - RO-3/30/83

Introduced: 1/18/83
Referred: Resources and
Finance

1 IN THE SENATE

BY MULCAHY AND V. FISCHER

2

SENATE BILL NO. 51

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act establishing the Shuyak Island State Park;
7 and providing for an effective date."

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 17. SHUYAK ISLAND STATE PARK.

11

Sec. 41.20.530. DECLARATION OF PURPOSE. (a) The purpose of

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AS 41.20.530 - 41.20.538 is to establish, subject to valid existing

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rights, the state-owned or acquired uplands and freshwater bodies

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described in AS 41.20.532 as the Shuyak Island State Park. The pri-

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mary purposes of establishing the Shuyak Island State Park are to

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protect the area's recreational and scenic resources, to protect the

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area's fish and wildlife habitat, and to preserve and enhance the

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continued use of the area for hunting, fishing, and trapping purposes

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and other recreational activities.

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(b) Under the provisions of AS 38.05.300, state land, water, or

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land and water containing more than 640 acres may be closed to multi-

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ple-purpose use only by Act of the legislature. Because the area

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described in AS 41.20.532 exceeds 640 acres, AS 41.20.530 - 41.20.538

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are intended to close the described land and water to multiple-purpose

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use in conformity with AS 38.05.300 and to dedicate them as a special

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purpose site in accordance with art. VIII, sec. 7, Constitution of the

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State of Alaska.

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Sec. 41.20.532. DESIGNATED STATE LAND AND WATER. (a) The

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state-owned uplands and freshwater bodies and those uplands acquired

1 by the state in the future lying within the following parcel are
2 designated as the Shuyak Island State Park: all uplands, including
3 Dark Island and other islands, islets, pinnacles, and rocks within the
4 Shuyak Island complex lying easterly of Shelikof Strait, south of
5 Stevenson Entrance, north of Shuyak Strait, and lying westerly and
6 northerly of the following described boundary line (all sections of
7 unsurveyed land are protracted): Beginning at a point on the east
8 shore of Shuyak Harbor that is common to the section line for Sec-
9 tions 20 and 29, T19S, R20W, S.M., and the mean high tide line; then
10 east along the section line between Sections 20 and 29 to the 1/4
11 corner common to Sections 20 and 29, T19S, R20W, S.M.; then northeast-
12 erly approximately 2.5 miles to the corner common to Sections 9, 10,
13 15, and 16, T19S, R20W, S.M.; then north between Sections 9 and 10,
14 T19S, R20W, S.M., approximately 0.25 miles to the point of mean high
15 tide on the south shore of Big Bay; then meandering easterly and
16 northerly in a counter-clockwise direction along the mean high tide
17 line of Shuyak Island to a point common to the W 1/16th line in the
18 north half of the north half of Section 10, T19S, R20W, S.M.; then
19 north along the W 1/16th line approximately 150 feet to the section
20 line common to Sections 3 and 10, T19S, R20W, S.M.; then east 0.5
21 miles between Sections 3 and 10 to the E 1/16th corner of Sections 3
22 and 10, T19S, R20W, S.M.; then north 0.5 miles along the E 1/16th line
23 of Section 3 to the C-E 1/16th corner of Section 3, T19S, R20W, S.M.;
24 then west 0.25 miles along the E-W 1/4 line of Section 3 to the C 1/4
25 corner of Section 3, T19S, R20W, S.M.; then north 0.25 miles along the
26 NS 1/4 line of Section 3 to the C-N 1/16th corner of Section 3, T19S,
27 R20W, S.M.; then north-northeasterly approximately 1.65 miles to the
28 C-E-W-SW 1/125th corner of Section 26, T18S, R20W, S.M.; then east
29 0.80 miles along the S 1/16th line of Section 26 to the S 1/16th

1 corner of Sections 25 and 26, T18S, R20W, S.M.; then south 0.25 miles
2 between Sections 25 and 26 to the corner common to Sections 25, 26,
3 35, and 36, T18S, R20W, S.M.; then east between Sections 25 and 36,
4 T18S, R20W, S.M. and Sections 30 and 31, T18S, R19W, S.M. approximate-
5 ly 1.75 miles to the intersection with the mean high tide line on the
6 west shore of the unnamed bay that connects to Shangin Bay; then
7 meandering southerly and easterly along the mean high tide line of
8 that unnamed bay to Shangin Bay and then continuing southerly, easter-
9 ly, and northerly along the mean high tide line of Shangin Bay to a
10 point common to the N 1/16th line of Section 32, T18S, R19W, S.M.;
11 then east along the N 1/16th line of Sections 32 and 33 approximately
12 0.3 miles to the NW 1/16th corner of Section 33, T18S, R19W, S.M.;
13 then northeasterly approximately 1.5 miles to the section corner
14 common to Sections 22, 27, 28, and 21, T18S, R19W, S.M.; then north
15 along the west boundary of Sections 22 and 15, T18S, R19W, S.M., to
16 the point of mean high tide in Shangin Bay.

17 (b) If the Kodiak Island Borough relinquishes to the state its
18 selection, selection approval, or patent to any of the following de-
19 scribed land, that land may be added to the Shuyak Island State Park
20 by proclamation of the governor:

21 (1) T18S, R19W, S.M.

22 Section 29: All uplands not included in (a) of this
23 section

24 Section 31: All uplands not included in (a) of this
25 section

26 Section 32: All uplands not included in (a) of this
27 section

28 (2) T18S, R20W, S.M.

29 Section 26: All uplands not included in (a) of this

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section

Section 34: All uplands not included in (a) of this section

Section 35: All uplands not included in (a) of this section

Section 36: All uplands
(3) T19S, R19W, S.M.

Section 5: All uplands

Section 6: All uplands

(4) T19S, R20W, S.M.

Section 1: N1/2

Section 2: N1/2

Section 3: All uplands not included in (a) of this section

Section 10: All uplands within N1/2 and SW1/4 not included in (a) of this section.

Sec. 41.20.534. DESIGNATION OF MANAGEMENT RESPONSIBILITY. (a)

The state uplands and freshwater bodies described in AS 41.20.532 are assigned to the Department of Natural Resources for control, maintenance, and development consistent with the purposes and provisions of AS 41.20.530 - 41.20.538.

(b) The Department of Fish and Game is responsible for the management of fish and game resources in the Shuyak Island State Park consistent with the purposes and provisions of this chapter. The Board of Fisheries, the Board of Game and the commissioner of fish and game are responsible for adopting regulations governing uses of fish and game in accordance with AS 16. The fish and game habitat and breeding areas shall be managed to sustain the fish and game resources of the park in perpetuity.

1 (c) The Department of Natural Resources shall consult with the
2 Department of Fish and Game before adoption of regulations governing
3 public use of the Shuyak Island State Park.

4 (d) The Department of Fish and Game shall consult with the
5 Department of Natural Resources before adoption of regulations govern-
6 ing fish and game management in Shuyak Island State Park.

7 (e) The regulations established under this section shall be
8 adopted in accordance with the Administrative Procedure Act
9 (AS 44.62).

10 Sec. 41.20.536. COMPATIBILITY OF USES. (a) The commissioner of
11 natural resources shall designate by regulation incompatible uses
12 within the park uplands and freshwater bodies.

13 (b) Discharge of a firearm in the Shuyak Island State Park is
14 expressly allowed, except in those areas closed by regulation by the
15 commissioner of natural resources for purposes of public safety.

16 (c) Nothing in AS 41.20.530 - 41.20.538 prohibits the Department
17 of Fish and Game from engaging in stream rehabilitation enhancement
18 and development under AS 16.05.092 on land within the Shuyak Island
19 State Park.

20 (d) The regulations governing public use of the Shuyak Island
21 State Park shall provide reasonable access for legal hunting, fishing,
22 and trapping and other recreational uses.

23 (e) The Department of Public Safety and the Department of Fish
24 and Game shall be allowed reasonable access for fish and game manage-
25 ment, research, and enforcement purposes.

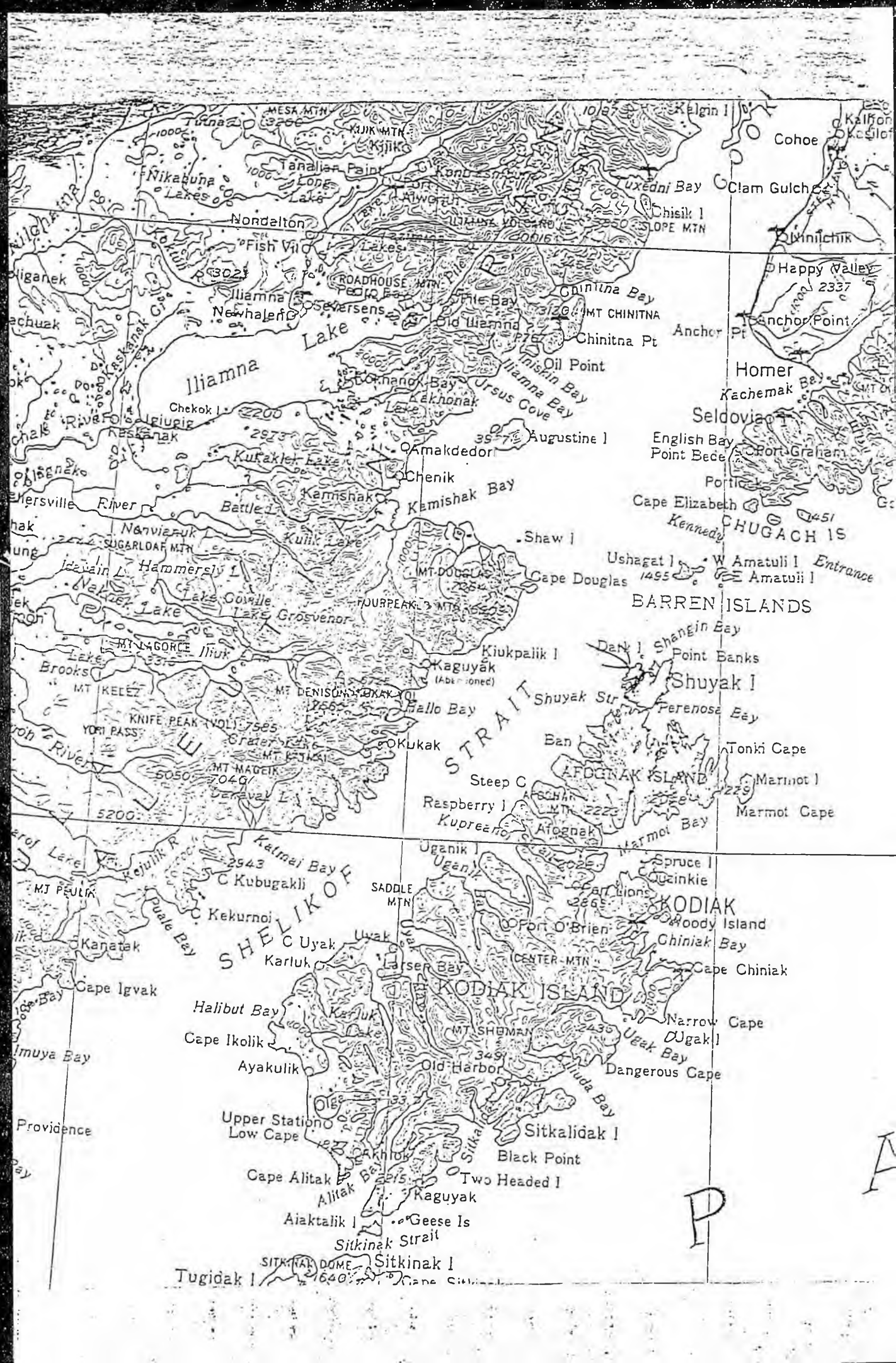
26 Sec. 41.20.538. PURCHASE AUTHORIZED. The commissioner of
27 natural resources may acquire by purchase in the name of the state,
28 title to or interest in real property lying within the boundaries of
29 the Shuyak Island State Park. The state may not acquire land by

D R A F T

March 24, 1983

TO: Senator Bennett
FROM: Senator Josephson
SUBJ: SB 51 - Shuyak Island State Park

This will confirm our Presentation of SB 51, to the Senate
Finance Committee, Wednesday (3.30.83) at 9:00 AM.



Mesa Mtn 3266
Kuk Mtn 3266
Tanalaf Point
Nikabuina Lakes
Nordelton
Fish Vld
Iliamna Lake
Newhalen
Seversens Bay
Old Iliamna
Chinitna Bay
Chinitna Pt
Oil Point
Inishin Bay
Ursus Cove
Augustine I
Chekok I
Kufaklet Lake
Qamakdedori
Chenik
Kamishak
Kemishak Bay
Shaw I
Cape Douglas
Ushagat I
W Amatuli I
Amatuli I
Entrance
BARREN ISLANDS
Shangin Bay
Point Banks
Shuyak I
Perenosa Bay
Tonki Cape
Marmot I
Marmot Cape
Kodiak
Kodiak Island
Kodiak Bay
Cape Chiniak
Narrow Cape
Uyak Bay
Dangerous Cape
Sitkalidak I
Black Point
Two Headed I
Kaguyak
Geese Is
Sitkinak Strait
Sitkinak I
Tugidak I
SITKINAK DOME 2640
Cape Sitkinak

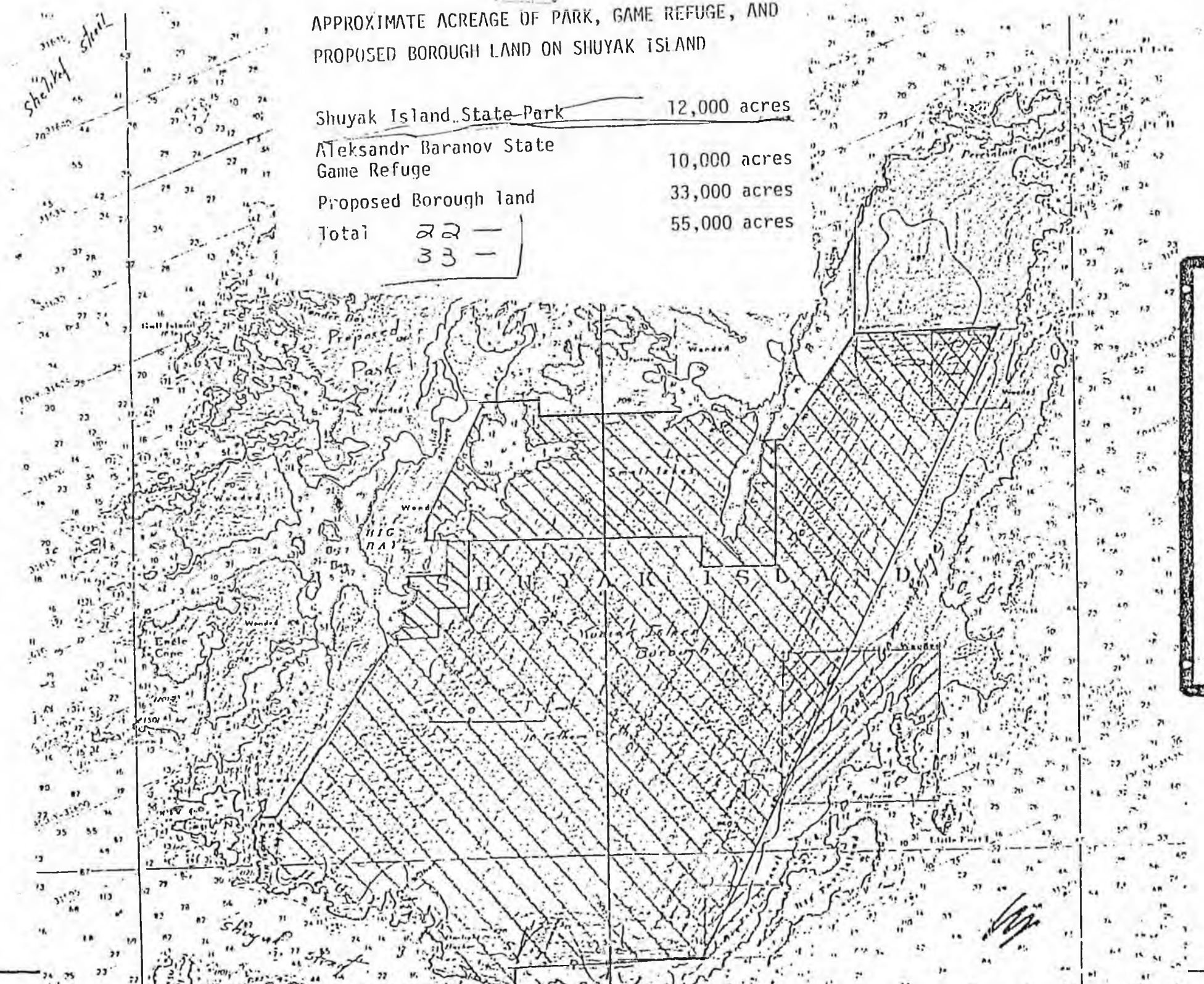
P

A

APPROXIMATE ACREAGE OF PARK, GAME REFUGE, AND
PROPOSED BOROUGH LAND ON SHUYAK ISLAND

Shuyak Island State Park	12,000 acres
Aleksandr Baranov State Game Refuge	10,000 acres
Proposed Borough land	33,000 acres
Total	55,000 acres

22 —
33 —



Map

S H U Y A K I S L A N D
S T A T E P A R K

- A. SECTIONAL ANALYSIS OF (SHUYAK ISLAND) SB 51
- B. DESCRIPTION OF SHUYAK ISLAND
- C. MAP
- D. COURT AGREEMENT AND CONSENT DECREE
- E. BOROUGH RESOLUTIONS REQUESTING PARK
- F. FISCAL NOTES
- G. LETTERS OF SUPPORT



Official Business

Alaska State Legislature

Senate

Pouch V
State Capitol
Juneau, Alaska 99811

Sectional Analysis of SB 51

Section one:

Sec. 41.20.530 establishes that the purpose of the Shuyak Island State Park is to protect the recreational and scenic resources, the fish and wildlife habitat, and to preserve the use of the area for hunting, fishing, trapping, and other recreational activities.

Sec. 41.20.532 (a) states that the state owned uplands and freshwater bodies in the following areas are designated as the Shuyak Island State Park. This is the area in green on the map.

(b) states that if the Kodiak Island Borough gives any of the land in the following sections back to the state, it may be added to the park by proclamation of the Governor. This is the area in blue with black cross-hatching.

Sec. 41.20.534 (a) designates the Department of Natural Resources as the agency with responsibility for management of the uplands and freshwater bodies in the park.

(b) designates the Department of Fish & Game as the agency with the responsibility for management of the fish and game resources in the park.

(c) requires the Department of Natural Resources to consult with the Department of Fish and Game before adopting regulations affecting the park.

(d) requires the Department of Fish and Game to consult with the Department of Natural Resources before adopting regulations affecting the park.

Sectional Analysis

Sec. 41.20.536 (a) states that DNR will designate incompatible uses in the park.

(b) states that shooting in the park is allowed, except in areas that are closed because of public safety.

(c) allows ADF&G to engage in stream rehabilitation and enhancement.

(d) states that regulations governing public uses in the park will provide reasonable access for hunting, fishing, and trapping.

(e) requires that reasonable access be allowed to the Department of Public Safety and the Department of Fish and Game for the purposes of management and enforcement of fish and wildlife.

Sec. 41.20.538 allows the state to purchase property in the park. The state may not acquire land by eminent domain.

Section two provides for an immediate effective date.

NOTE: The proposed park on Shuyak Island is approximately 12,000 acres.

LAND PLANNING REPORT
PROPOSED SHUYAK ISLAND STATE PARK
SHUYAK ISLAND
September 23, 1981

Kodiak Island Borough
Kodiak, Alaska
RECEIVED

NOV - 5 1981

A M P M
7 8 9 10 11 12 1 2 3 4 5 6

Existing Classification - Forestry - SC-80-037
Recommended Classification - Public Recreation
Acreage - Approximately 13,000 acres

Proposed Classification/Justification

The proposed classification is public recreation. This classification action will implement the Agreement of Settlement and Consent Decree between the State of Alaska and the Kodiak Island Borough.

Location

The subject parcel is located on the western portion of Shuyak Island and includes adjacent small islands and offshore rocks. Shuyak Island is the northernmost major island in the Kodiak archipelago. It is 50 miles north of Kodiak, Alaska and 85 miles southwest of Homer, Alaska.

Legal Description

(Unsurveyed land--All sections are protracted)

Beginning at the $\frac{1}{4}$ corner common to Sections 31 and 32, T19S, R20W, S.M., which is the Point of Beginning, and which is offshore in the vicinity of the SW corner of Shuyak Island;

Thence northeasterly, approximately 1.0 mile to the C-W-W $\frac{1}{64}$ th corner of Section 29, T19S, R20W, S.M. in Shuyak Harbor;

Thence, within Shuyak Harbor, northeasterly 0.52 miles to the W $\frac{1}{16}$ th corner common to Sections 20 and 29, T19S, R20W, S.M.;

Thence east leaving Shuyak Harbor along the section line between Sections 20 and 29 and the $\frac{1}{4}$ corner common to Sections 20 and 29, T19S, R20W, S.M.;

Thence northeasterly approximately 2.5 miles to the corner common to Sections 9, 10, 15 and 16, T19S, R20W, S.M.;

Thence north between Sections 9 and 10, T19S, R20W, S.M., approximately 0.25 miles to the point of mean high tide on the south shore of Big Bay;

Description of Shuyak Island

SHUYAK ISLAND
September 23, 1981
Page 2

(Unsurveyed land--All sections are protracted) (continued)

Thence meandering easterly and northerly in a counter-clockwise direction along the mean high tide line of Shuyak Island to a point common to the W 1/16th line in the north-half of the north-half of Section 10, T19S, R20W, S.M.;

Thence north along the W 1/16th line approximately 150 feet to the section line common to Sections 3 and 10, T19S, R20W, S.M.;

Thence, east 0.5 miles between Sections 3 and 10 to the E 1/16th corner of Sections 3 and 10, T19S, R20W, S.M.;

Thence north 0.5 miles along the E 1/16th line of Section 3 to the C-E 1/16th corner of Section 3, T19S, R20W, S.M.;

Thence west 0.25 miles along the E-W $\frac{1}{2}$ line of Section 3, T19S, R20W, S.M.;

Thence north 0.25 miles along the NW $\frac{1}{4}$ line of Section 3 to the C-N 1/16th corner of Section 3, T19S, R20W, S.M.;

Thence north-northeasterly approximately 1.65 miles to the C-E-W-SW 1/256th corner of Section 26, T18S, R20W, S.M.;

Thence east 0.80 miles along the S 1/16th line of Section 26 to the S 1/16th corner of Sections 25 and 26, T18S, R20W, S.M.;

Thence south 0.25 miles between Sections 25 and 26 to the corner common to Sections 25, 26, 35 and 36, T18S, R20W, S.M.;

Thence east between Sections 25 and 36, T18S, R20W, S.M., and Sections 30 and 31, T18S, R19W, S.M. approximately 1.75 miles to the intersection with the mean high tide line on the west shore of the unnamed bay that connects to Shangin Bay;

Thence meandering southerly and easterly along the mean high tide line of said unnamed bay to Shangin Bay and then continuing southerly, easterly and northerly along the mean high tide line of Shangin Bay to a point common to the N 1/16th line of Section 32, T18S, R19W, S.M.;

Thence east along the N 1/16th line of Sections 32 and 33 approximately 0.3 miles to the NW 1/16th corner of Section 33, T18S, R19W, S.M.;

SHUYAK ISLAND
September 23, 1981
Page 4

Background (continued)

Section 7 of the Agreement of Settlement and consent decree provides both parties shall support legislation to create a State park derominated the "Shuyak Island State Park" on the subject parcel.

Section 8 of the Agreement of Settlement and consent decree provides that in the event the lands to be included in the proposed "Shuyak Island State Park" are not finally included by legislation such lands shall be at all times classified and managed by the State in a manner maintaining and enhancing such lands for wildlife habitat and public recreation purposes.

Physical Description

Shuyak Island is the northernmost and smallest of the major islands in the Kodiak Island Archipelago, which is formed by the Kodiak Mountains, a structural southwest continuation of the Kenai-Chugach Mountains. The area is characterized by an irregular coastline with many fiords and islands. Short, swift, clear streams, small lakes and numerous small ponds are widely scattered over the glacially sculptured topography. Unlike the larger islands of the group the topography of Shuyak Island is of rather low relief with elevations ranging from 0 to 660 feet above sea level with predominantly gently rolling slopes.

Shuyak Island is in a maritime climatic zone, however, climatic data for the area is sporadic. The only major recording station is on Kodiak Island, with supporting data from ship movement through the areas. The maritime climatic zone is strongly influenced by the marine environment and characterized by moderately heavy precipitation, cool temperatures, high cloud and fog frequency with little or no freezing weather. Temperature patterns are characterized by relatively cool summers and warm winters, as compared to interior land temperatures at similar latitudes. The mean high temperature for January is 32 to 36° F while the mean high temperature for July is only 56 to 62° F. Above freezing temperatures, which are common during all winter months, usually keep the snow depth from becoming excessive at low elevations. However, the warm temperatures at low elevations also result in wet heavy snow with high water content.

Severe storms with high winds are common in the area. Surface winds are more hazardous to human activities in the area than temperature or precipitation. Sustained extreme wind speeds during storms may range from 50 to 75 knots, with gusts as high as 100 knots. From June through September when the air contains the most moisture and is warmer than the water, fog is common and the principal cause of reduced visibility.

The vegetation on Shuyak Island is characterized by well developed extensive stands of large size, over-mature Sitka spruce, stands of pole size Sitka spruce, sedges and other water tolerant plants in the lowland areas, and alder and grasses in the non-timbered areas.

Resource Values

Timber

Extensive commercial stands of mature and over-mature timber are the primary resource value of Shuyak Island. It is estimated there are 23,518 acres of timber land and 10,250 acres of non-timber land on the island.

Wildlife/Fisheries

There is a thriving deer herd on the island. Brown bear and elk are also present but there is little information available as to numbers or concentration. There is a high density of both sea otter and harbor seals in the bays and fiords of Shuyak Island as well as sea lions along the northeasterly end of the island.

There are numerous seabird colonies along the coastline and particularly on the small islands and offshore rocks within the area.

Agriculture

The raising of field crops is not feasible due to the poor soils and cool summer temperatures. Grazing of livestock might be possible, however, there would be bear-livestock conflicts. In addition competition between livestock and deer for available food supplies would present problems.

Reasons for State Selections

Extensive commercial stands of mature timber and potential of subsurface mineral resources were prime considerations in State selections. In addition the numerous fiords and small islands along the coast provide excellent habitat for marine mammals and seabird colonies as well as an area of unsurpassed natural beauty with a nearly unlimited potential for outdoor recreation.

Socio/Economic Conditions

The economic mainstay of the Kodiak Island Archipelago is fishing and seafood processing. The major species taken include king, tanner, and dungeness crab, salmon, halibut and shrimp. Employment in the area tends to be seasonal because of the heavy dependence on the fishing and seafood processing industry. Other employment available includes Federal, State and local government positions, trade and service industries, tourism, finance, insurance, real estate, construction, transportation and communications.

SHUYAK ISLAND
September 23, 1981
Page 6

Socio/Economic Conditions (continued)

There are no communities on Shuyak Island. The City of Kodiak, the only major community in the archipelago, is 50 miles south of Shuyak Island and has a population of approximately 6,000.

Existing/Adjacent Land Use

Shuyak Island is uninhabited and used only to a limited extent for hunting and recreation.

Coastal Zone Consistency

Shuyak Island is within Alaska's Coastal Zone. Because no developments or new uses will result from this classification action there will be no adverse effects on the coastal resource.

Statewide Plan

The Statewide plan identifies the western portion of Shuyak Island as recreation and also the subsurface resource as minerals. This classification will support the Statewide plan.

Recommendations

The Southcentral District recommends the classification of Public Recreation for the lands within the proposed Shuyak Island State Park to implement the Agreement of Settlement and Consent Decree.

KODIAK ISLAND BOROUGH

Telephones 486-5736 - 486-5737 — Box 1246

KODIAK, ALASKA 99615

October 7, 1981

The Honorable Bob Mulcahy
The State Senate
State of Alaska
Box 246
Kodiak, Alaska 99615

Dear Senator Mulcahy:

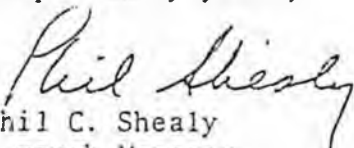
Enclosed find a certified copy of Kodiak Island Borough Resolution No. 81-71-R requesting state legislation to create the Aleksandr Baranov State Game Refuge as well as Resolution No. 81-72-R requesting state legislation to create the Shuyak Island State Park. Both resolutions were unanimously passed at the regular Borough Assembly meeting on October 1, 1981 and are accompanied by proposed language for the text of the act. We have also enclosed a copy of a letter from Dale P. Tubbs, Land Management Consultant for the Kodiak Island Borough, dated August 17, 1981 outlining the steps necessary to effect the Agreement of Settlement and Consent Decree between the Borough and the State of Alaska.

As you can see from the letter, the Kodiak Island Borough is to use its best efforts to have legislation introduced to create the state park and state game refuge on Shuyak Island for those portions not be conveyed to the Kodiak Island Borough.

We hope that you would be able to assist in the adoption of the proposed legislation and would urge you to contact either myself or the mayor and Borough Assembly for further particulars on this matter.

Thanking you in advance for your assistance in this matter, I remain,

Respectfully yours,


Phil C. Shealy
Borough Manager

Enclosures

add

Borough resolutions requesting Park

A RESOLUTION OF THE KODIAK ISLAND BOROUGH ASSEMBLY REQUESTING STATE LEGISLATION TO CREATE THE ALEKSANDR BARANOV STATE GAME REFUGE.

WHEREAS, on August 14, 1981 the Superior Court ordered the Agreement of Consent Decree to effectively dismiss the appeals the Kodiak Island Borough brought against the Alaska Department of Natural Resources in regards to its lands selections, and

WHEREAS, a condition in the Agreement of Settlement and Consent Decree is that the Kodiak Island Borough is to use its best efforts to have legislation introduced to create a State Park and State Game Refuge on Shuyak Island for those portions not to be conveyed to the Kodiak Island Borough, and

WHEREAS, the Aleksandr Baranov State Game Refuge is established to protect fish and wildlife habitats and population of all fish and wildlife species, particularly deer and brown bear, feeding, wintering and migration areas as well as to provide public uses of fish and wildlife in their habitat for hunting, viewing, photography and general recreation in a high quality environment, and

WHEREAS, the Kodiak Island Borough has caused to be prepared a proposed bill entitled "An Act Creating the Aleksandr Baranov State Game Refuge".

NOW, THEREFORE, BE IT RESOLVED by the Kodiak Island Borough Assembly that legislation entitled "An Act Creating the Aleksandr Baranov State Game Refuge" be introduced and assigned a number providing for the creation of said state game refuge.

BE IT FURTHER RESOLVED by the Kodiak Island Borough Assembly that the Borough administration be directed to send this resolution to Senator Mulcahy and Representatives Sutcliffe and Zharoff and implore their assistance in the successful adoption of this legislation.

PASSED AND APPROVED this 1st day of October, 1981 by the Borough Assembly.

KODIAK ISLAND BOROUGH

By A. D. [Signature]
Borough Mayor

ATTEST:

By [Signature]
Borough Clerk

I, Margaret D. Duros, do certify this to be a true and correct copy of Resolution No. S1-71-R passed and approved by the Kodiak Island Borough Assembly on October 1, 1981.

[Signature]
Notary Public in and for the State of Alaska
My Commission Expires: October 14, 1984

KODIAK ISLAND BOROUGH
RESOLUTION NO. 81-72-R

A RESOLUTION OF THE KODIAK ISLAND BOROUGH ASSEMBLY REQUESTING STATE LEGISLATION TO CREATE THE SHUYAK ISLAND STATE PARK.

WHEREAS, on August 14, 1981 the Superior Court ordered the Agreement of Consent Decree to effectively dismiss the appeals the Kodiak Island Borough brought against the Alaska Department of Natural Resources in regards to its lands selections, and

WHEREAS, a condition of the Agreement of Settlement and Consent Decree is that the Kodiak Island Borough is to use its best efforts to have legislation introduced to create a State Park and State Game Refuge on Shuyak Island for those portions not to be conveyed to the Kodiak Island Borough, and

WHEREAS, the primary purpose is the creation of Shuyak Island State Park to protect and enhance the areas recreational, natural, cultural, scenic, and wildlife resources and to protect the areas natural and wild coastline, and

WHEREAS, the Kodiak Island Borough has caused to be prepared a proposed bill entitled "An Act Creating the Shuyak Island State Park".

NOW, THEREFORE, BE IT RESOLVED by the Kodiak Island Borough Assembly that legislation entitled "An Act Creating the Shuyak Island State Park" be introduced and assigned a number providing for the creation of said park.

BE IT FURTHER RESOLVED by the Kodiak Island Borough Assembly that the Borough administration be directed to send this resolution to Senator Mulcahy and Representatives Sutcliffe and Zharoff and implore their assistance in the successful adoption of this legislation.

PASSED AND APPROVED this 1st day of October, 1981 by the Borough Assembly.

KODIAK ISLAND BOROUGH

By W D TJA O
Borough Mayor

ATTEST:

By Marilyn Miller
Borough Clerk

I, Margaret D. Duros, do certify this to be a true and correct copy of Resolution No. 81-72-R passed and approved by the Kodiak Island Borough Assembly on October 1, 1981.

Margaret D. Duros
Notary Public in and for the State of Alaska
My Commission Expires: October 14, 1984

BILL SHEFFIELD, GOVERNOR

Kodiak District
S.R. Box 3800
Kodiak, Alaska 996

Ph# 486-6339

February 7, 1982

Mr. Bill Herman, Chairman
Kodiak State Parks Advisory Board
Kodiak District
Star Route Box 3800
Kodiak, Alaska 99615

Dear Bill:

I want to thank you for your letter of January 30th, and Resolution No. 83-1, which was unanimously passed in support of legislation to create a Shuyak Island State Park.

I want to report to you, and through you to your board members, that I expect this to come up before Resources sometime shortly after the 20th of this month. It then has a Finance referral, and then to the floor.

Again, thank you for the support, and the update on the board's priorities.

Sincerely,

Senator Bob Mulcahy

BM/hp

Enc.

rd, I would like
that board concerning
A copy of the

three on our
maintain and
in Kodiak.
n the recreational
ion as a whole.

of this legislation.
ee to contact us.

Letters of Support

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF PARKS

BILL SHEFFIELD, GOVERNOR

Kodiak District
S.R. Box 3800
Kodiak, Alaska 99615

Ph# 486-6339

January 30, 1983

Bob Mulcahy, Senator
State Senate Building
Juneau, Alaska

Dear Senator Mulcahy:

As chairperson of the Kodiak State Parks Advisory Board, I would like to inform you of a resolution passed unanimously by that board concerning support for the formation of Shuyak Island State Park. A copy of the resolution is attached.

The formation of Shuyak Island State Park is number three on our legislative priorities list only behind requests to maintain and operate effectively the park lands that already exist in Kodiak. Our board sees a Shuyak State Park as an investment in the recreational future of Kodiak residents and of the State's population as a whole.

Thank you for your introduction and continued support of this legislation. If we can be of any further assistance please feel free to contact us.

Sincerely,

Bill

Bill Herman, Chairperson
Kodiak State Parks Advisory Board

- cc. Commissioner of Department of Natural Resources
- cc. Director of State Parks
- cc. Representative Fred Zharoff

STATE OF ALASKA
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF PARKS

BILL SHEFFIELD, GOVERNOR

Kodiak District
S.R. Box 3800
Kodiak, Alaska 99615

Ph# 486-6339

ALASKA STATE PARKS
KODIAK CITIZENS ADVISORY BOARD
RESOLUTION NO. 83 - 1

A RESOLUTION OF THE ALASKA STATE PARKS KODIAK CITIZENS ADVISORY BOARD
REQUESTING STATE LEGISLATION TO CREATE THE SHUYAK ISLAND STATE PARK.

WHEREAS, in 1981 the Kodiak Island Borough Assembly adopted Resolution
No. 81 - 72 - R requesting state legislation to create the Shuyak Island State
Park, and

WHEREAS, the primary purpose of such state legislation would be to protect
and enhance the area's considerable recreational, cultural, scenic and wildlife
resources and to protect the natural and wild coastline,

BE IT FURTHER RESOLVED by the Kodiak State Parks Citizen Advisory Board
that this resolution be sent to the Department of Natural Resources and Senator
Mulcahy and Representative Zharoff and implore their assistance in the intro-
duction and successful adoption of state legislation to create the Shuyak Island
State Park.

PASSED AND APPROVED UNANIMOUSLY this 7th day of December, 1982
by the Kodiak State Parks Citizens Advisory Board.

By

Bill Herman
Chairman

Attest:

By:

Ed Gyperson
Park Ranger

January 31, 1983

Therese Armetta
P.O. Box 435 U.S.C.G.
Kodiak, Alaska 99619

Dear Therese:

Thank you for your public opinion message of support for the establishment of the Shuyak Island State Park.

Hopefully, we ironed out all of the conflicts of interest in the originally proposed area last session, and will be able to gather the support to get it through both Houses this time. We will not be fighting the time element we had before, as bills introduced this session will carry over to the next session, and won't die on the table. There was some concern last year in conflicts with commercial Fish and Game management, but an accord was reached on these issues.

Again, thank you for letting me know of your support of this. I would look forward to hearing from you on any issue that is of concern to you.

Sincerely,

Senator Bob Mulcahy

BM/hp

COPIES: VIKING 0072
P.O. BOX 435 U.S.C.G.
KODIAK, AK 99619
INVOICE NUMBER

1974 1 1974

TARGET: LJHL SUBJ: POM

TO: SENATOR BOB MULCAHY
SENATOR VIC FISCHER

FROM: THERESE ARMETTA
P.O. BOX 435 U.S.C.G.
KODIAK, AK 99619
HM: 486-3814, WK: 487-4962

I ENTHUSIASTICALLY SUPPORT YOUR RE-INTRODUCTION OF THE BILL TO ESTABLISH SHUYAK ISLAND STATE PARK. I HOPE IT WILL BE PASSED THIS TIME.

THANK YOU.

Introduced: 1/18/83
Referred: Resources and
Finance

1 IN THE SENATE BY MULCAHY AND V.FISCHER
2 SENATE BILL NO. 51
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 THIRTEENTH LEGISLATURE - FIRST SESSION
5 A BILL
6 For an Act entitled: "An Act establishing the Shuyak Island State Park;
7 and providing for an effective date."
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 17. SHUYAK ISLAND STATE PARK.
11 Sec. 41.20.530. DECLARATION OF PURPOSE. (a) The purpose of
12 AS 41.20.530 - 41.20.538 is to establish, subject to valid existing
13 rights, the state-owned or acquired uplands and freshwater bodies
14 described in AS 41.20.532 as the Shuyak Island State Park. The pri-
15 mary purposes of establishing the Shuyak Island State Park are to
16 protect the area's recreational and scenic resources, to protect the
17 area's fish and wildlife habitat, and to preserve and enhance the
18 continued use of the area for hunting, fishing, and trapping purposes
19 and other recreational activities.
20 (b) Under the provisions of AS 38.05.300, state land, water, or
21 land and water containing more than 640 acres may be closed to multi-
22 ple-purpose use only by Act of the legislature. Because the area
23 described in AS 41.20.532 exceeds 640 acres, AS 41.20.530 - 41.20.538
24 are intended to close the described land and water to multiple-purpose
25 use in conformity with AS 38.05.300 and to dedicate them as a special
26 purpose site in accordance with art. VIII, sec. 7, Constitution of the
27 State of Alaska.
28 Sec. 41.20.532. DESIGNATED STATE LAND AND WATER. (a) The
29 state-owned uplands and freshwater bodies and those uplands acquired

1 by the state in the future lying within the following parcel are
2 designated as the Shuyak Island State Park: all uplands, including
3 Dark Island and other islands, islets, pinnacles, and rocks within the
4 Shuyak Island complex lying easterly of Shelikof Strait, south of
5 Stevenson Entrance, north of Shuyak Strait, and lying westerly and
6 northerly of the following described boundary line (all sections of
7 unsurveyed land are protracted): Beginning at a point on the east
8 shore of Shuyak Harbor that is common to the section line for Sec-
9 tions 20 and 29, T19S, R20W, S.M., and the mean high tide line; then
10 east along the section line between Sections 20 and 29 to the 1/4
11 corner common to Sections 20 and 29, T19S, R20W, S.M.; then northeast-
12 erly approximately 2.5 miles to the corner common to Sections 9, 10,
13 15, and 16, T19S, R20W, S.M.; then north between Sections 9 and 10,
14 T19S, R20W, S.M., approximately 0.25 miles to the point of mean high
15 tide on the south shore of Big Bay; then meandering easterly and
16 northerly in a counter-clockwise direction along the mean high tide
17 line of Shuyak Island to a point common to the W 1/16th line in the
18 north half of the north half of Section 10, T19S, R20W, S.M.; then
19 north along the W 1/16th line approximately 150 feet to the section
20 line common to Sections 3 and 10, T19S, R20W, S.M.; then east 0.5
21 miles between Sections 3 and 10 to the E 1/16th corner of Sections 3
22 and 10, T19S, R20W, S.M.; then north 0.5 miles along the E 1/16th line
23 of Section 3 to the C-E 1/16th corner of Section 3, T19S, R20W, S.M.;
24 then west 0.25 miles along the E-W 1/4 line of Section 3 to the C 1/4
25 corner of Section 3, T19S, R20W, S.M.; then north 0.25 miles along the
26 NS 1/4 line of Section 3 to the C-N 1/16th corner of Section 3, T19S,
27 R20W, S.M.; then north-northeasterly approximately 1.65 miles to the
28 C-E-W-SW 1/125th corner of Section 26, T18S, R20W, S.M.; then east
29 0.80 miles along the S 1/16th line of Section 26 to the S 1/16th

1 corner of Sections 25 and 26, T18S, R20W, S.M.; then south 0.25 miles
2 between Sections 25 and 26 to the corner common to Sections 25, 26,
3 35, and 36, T18S, R20W, S.M.; then east between Sections 25 and 36,
4 T18S, R20W, S.M. and Sections 30 and 31, T18S, R19W, S.M. approximate-
5 ly 1.75 miles to the intersection with the mean high tide line on the
6 west shore of the unnamed bay that connects to Shangin Bay; then
7 meandering southerly and easterly along the mean high tide line of
8 that unnamed bay to Shangin Bay and then continuing southerly, easter-
9 ly, and northerly along the mean high tide line of Shangin Bay to a
10 point common to the N 1/16th line of Section 32, T18S, R19W, S.M.;
11 then east along the N 1/16th line of Sections 32 and 33 approximately
12 0.3 miles to the NW 1/16th corner of Section 33, T18S, R19W, S.M.;
13 then northeasterly approximately 1.5 miles to the section corner
14 common to Sections 22, 27, 28, and 21, T18S, R19W, S.M.; then north
15 along the west boundary of Sections 22 and 15, T18S, R19W, S.M., to
16 the point of mean high tide in Shangin Bay.

17 (b) If the Kodiak Island Borough relinquishes to the state its
18 selection, selection approval, or patent to any of the following de-
19 scribed land, that land may be added to the Shuyak Island State Park
20 by proclamation of the governor:

21 (1) T18S, R19W, S.M.

22 Section 29: All uplands not included in (a) of this
23 section

24 Section 31: All uplands not included in (a) of this
25 section

26 Section 32: All uplands not included in (a) of this
27 section

28 (2) T18S, R20W, S.M.

29 Section 26: All uplands not included in (a) of this

1 section
2 Section 34: All uplands not included in (a) of this
3 section
4 Section 35: All uplands not included in (a) of this
5 section
6 Section 36: All uplands
7 (3) T19S, R19W, S.M.
8 Section 5: All uplands
9 Section 6: All uplands
10 (4) T19S, R20W, S.M.
11 Section 1: N1/2
12 Section 2: N1/2
13 Section 3: All uplands not included in (a) of this
14 section
15 Section 10: All uplands within N1/2 and SW1/4 not in-
16 cluded in (a) of this section.

17 Sec. 41.20.534. DESIGNATION OF MANAGEMENT RESPONSIBILITY. (a)
18 The state uplands and freshwater bodies described in AS 41.20.532 are
19 assigned to the Department of Natural Resources for control, mainte-
20 nance, and development consistent with the purposes and provisions of
21 AS 41.20.530 - 41.20.538.

22 (b) The Department of Fish and Game is responsible for the
23 management of fish and game resources in the Shuyak Island State Park,
24 consistent with the purposes and provisions of this chapter. The
25 Board of Fisheries, the Board of Game and the commissioner of fish and
26 game are responsible for adopting regulations governing uses of fish
27 and game in accordance with AS 16. The fish and game habitat and
28 breeding areas shall be managed to sustain the fish and game resources
29 of the park in perpetuity.

1 (c) The Department of Natural Resources shall consult with the
2 Department of Fish and Game before adoption of regulations governing
3 public use of the Shuyak Island State Park.

4 (d) The Department of Fish and Game shall consult with the
5 Department of Natural Resources before adoption of regulations govern-
6 ing fish and game management in Shuyak Island State Park.

7 (e) The regulations established under this section shall be
8 adopted in accordance with the Administrative Procedure Act
9 (AS 44.62).

10 Sec. 41.20.536. COMPATIBILITY OF USES. (a) The commissioner of
11 natural resources shall designate by regulation incompatible uses
12 within the park uplands and freshwater bodies.

13 (b) Discharge of a firearm in the Shuyak Island State Park is
14 expressly allowed, except in those areas closed by regulation by the
15 commissioner of natural resources for purposes of public safety.

16 (c) Nothing in AS 41.20.530 - 41.20.538 prohibits the Department
17 of Fish and Game from engaging in stream rehabilitation enhancement
18 and development under AS 16.05.092 on land within the Shuyak Island
19 State Park.

20 (d) The regulations governing public use of the Shuyak Island
21 State Park shall provide reasonable access for legal hunting, fishing,
22 and trapping and other recreational uses.

23 (e) The Department of Public Safety and the Department of Fish
24 and Game shall be allowed reasonable access for fish and game manage-
25 ment, research, and enforcement purposes.

26 Sec. 41.20.538. PURCHASE AUTHORIZED. The commissioner of
27 natural resources may acquire, by purchase in the name of the state,
28 title to or interest in real property lying within the boundaries of
29 the Shuyak Island State Park. The state may not acquire land by

1 eminent domain for inclusion in the Skuyak Island State Park.

2 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-

3 10.070(c).

COMMITTEE REPORT
SENATE

1/18/83

FURTHER: FINANCE

Date: 2-23-83

Mr. President:

The Committee on RESOURCES has had SB 51

Establishing the Shuyak Island State Park; eff. date

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
- and recommends _____ new title
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Handwritten signatures: Ken Fisher, Bill Wagner, Curtis Englund, 3, Bob Mulcahy, Paul Grady]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Handwritten signature: Bettyo Ahrenkamp]
CHAIRMAN *[Handwritten: Do Pass]*

Introduced: 1/18/83
Referred: Resources and
Finance

1 IN THE SENATE

BY MULCAHY AND V.FISCHER

2

SENATE BILL NO. 51

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act establishing the Shuyak Island State Park;
7 and providing for an effective date."

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 17. SHUYAK ISLAND STATE PARK.

11

Sec. 41.20.530. DECLARATION OF PURPOSE. (a) The purpose of

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AS 41.20.530 - 41.20.538 is to establish, subject to valid existing

13

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14

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15

mary purposes of establishing the Shuyak Island State Park are to

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protect the area's recreational and scenic resources, to protect the

17

area's fish and wildlife habitat, and to preserve and enhance the

18

continued use of the area for hunting, fishing, and trapping purposes

19

and other recreational activities.

20

(b) Under the provisions of AS 38.05.300, state land, water, or

21

land and water containing more than 640 acres may be closed to multi-

22

ple-purpose use only by Act of the legislature. Because the area

23

described in AS 41.20.532 exceeds 640 acres, AS 41.20.530 - 41.20.538

24

are intended to close the described land and water to multiple-purpose

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use in conformity with AS 38.05.300 and to dedicate them as a special

26

purpose site in accordance with art. VIII, sec. 7, Constitution of the

27

State of Alaska.

28

Sec. 41.20.532. DESIGNATED STATE LAND AND WATER. (a) The

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1 by the state in the future lying within the following parcel are
2 designated as the Shuyak Island State Park: all uplands, including
3 Dark Island and other islands, islets, pinnacles, and rocks within the
4 Shuyak Island complex lying easterly of Shelikof Strait, south of
5 Stevenson Entrance, north of Shuyak Strait, and lying westerly and
6 northerly of the following described boundary line (all sections of
7 unsurveyed land are protracted): Beginning at a point on the east
8 shore of Shuyak Harbor that is common to the section line for Sec-
9 tions 20 and 29, T19S, R20W, S.M., and the mean high tide line; then
10 east along the section line between Sections 20 and 29 to the 1/4
11 corner common to Sections 20 and 29, T19S, R20W, S.M.; then northeast-
12 erly approximately 2.5 miles to the corner common to Sections 9, 10,
13 15, and 16, T19S, R20W, S.M.; then north between Sections 9 and 10,
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15 tide on the south shore of Big Bay; then meandering easterly and
16 northerly in a counter-clockwise direction along the mean high tide
17 line of Shuyak Island to a point common to the W 1/16th line in the
18 north half of the north half of Section 10, T19S, R20W, S.M.; then
19 north along the W 1/16th line approximately 150 feet to the section
20 line common to Sections 3 and 10, T19S, R20W, S.M.; then east 0.5
21 miles between Sections 3 and 10 to the E 1/16th corner of Sections 3
22 and 10, T19S, R20W, S.M.; then north 0.5 miles along the E 1/16th line
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4 T18S, R20W, S.M. and Sections 30 and 31, T18S, R19W, S.M. approximate-
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17 (b) If the Kodiak Island Borough relinquishes to the state its
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 16 cluded in (a) of this section.

17 Sec. 41.20.534. DESIGNATION OF MANAGEMENT RESPONSIBILITY. (a)
 18 The state uplands and freshwater bodies described in AS 41.20.532 are
 19 assigned to the Department of Natural Resources for control, mainte-
 20 nance, and development consistent with the purposes and provisions of
 21 AS 41.20.530 - 41.20.538.

22 (b) The Department of Fish and Game is responsible for the
 23 management of fish and game resources in the Shuyak Island State Park,
 24 consistent with the purposes and provisions of this chapter. The
 25 Board of Fisheries, the Board of Game and the commissioner of fish and
 26 game are responsible for adopting regulations governing uses of fish
 27 and game in accordance with AS 16. The fish and game habitat and
 28 breeding areas shall be managed to sustain the fish and game resources
 29 of the park in perpetuity.

1 (c) The Department of Natural Resources shall consult with the
2 Department of Fish and Game before adoption of regulations governing
3 public use of the Shuyak Island State Park.

4 (d) The Department of Fish and Game shall consult with the
5 Department of Natural Resources before adoption of regulations govern-
6 ing fish and game management in Shuyak Island State Park.

7 (e) The regulations established under this section shall be
8 adopted in accordance with the Administrative Procedure Act
9 (AS 44.62).

10 Sec. 41.20.536. COMPATIBILITY OF USES. (a) The commissioner of
11 natural resources shall designate by regulation incompatible uses
12 within the park uplands and freshwater bodies.

13 (b) Discharge of a firearm in the Shuyak Island State Park is
14 expressly allowed, except in those areas closed by regulation by the
15 commissioner of natural resources for purposes of public safety.

16 (c) Nothing in AS 41.20.530 - 41.20.538 prohibits the Department
17 of Fish and Game from engaging in stream rehabilitation enhancement
18 and development under AS 16.05.092 on land within the Shuyak Island
19 State Park.

20 (d) The regulations governing public use of the Shuyak Island
21 State Park shall provide reasonable access for legal hunting, fishing,
22 and trapping and other recreational uses.

23 (e) The Department of Public Safety and the Department of Fish
24 and Game shall be allowed reasonable access for fish and game manage-
25 ment, research, and enforcement purposes.

26 Sec. 41.20.538. PURCHASE AUTHORIZED. The commissioner of
27 natural resources may acquire, by purchase in the name of the state,
28 title to or interest in real property lying within the boundaries of
29 the Shuyak Island State Park. The state may not acquire land by

1 eminent domain for inclusion in the Shuyak Island State Park.

2 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
3 10.070(c).

THE LEGISLATURE OF THE STATE OF ALASKA
THIRTEENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. S.B. 51
Title An Act establishing Shuyak Island State Park
Requested by Mulcahy Date 1/20/83

II. FISCAL DETAIL

Agency Affected Natural Resources - Parks
Program Category Affected Parks & Recreation
BRU, Program, Or Subprogram(s) Affected Park Operations
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-			

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						
	-0-	-0-	-0-			

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

The park, if established, would be placed under passive management until such time that the level of visitor use or the development of on-site facilities required visitor services or maintenance.

HW
1/24/83

IV. DATE

1/24/83 PREPARED BY [Signature]
AGENCY Natural Resources
PHONE 465-2400
Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/82)

OMB Reviewed by: Glen Price [Signature]

I. REQUEST
 Bill/Resolution No.: SB 51
 Title: Shuyak Island
 Sponsor: Mulcahy
 Requestor: House Resources

II. FISCAL DETAIL
 Agency Affected: Natural Resources
 Program Category Affected: _____
 BRU, Program of Subprogram(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						
	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						
	0	0	0	0	0	0

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

No impact

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Ned Farquhar *Ned Farquhar*
 Division: Commissioner's Office

Phone: 465-2400
 Date: 5/13/83

Approved by Commissioner: *Wm D James* *Deputy*
 Department: Natural Resources

Date: 5/16/83

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

ANALYSIS

- IV. The park, if established, would be placed under passive management until such time as the level of visitor use or the development of on-site facilities requires visitor services or maintenance. Neither situation is expected to occur within the next four years. However, the bill satisfies the terms of an agreement among regional landowners and land managers regarding the eventual disposition of lands on Shuyak Island.