

HPB

186

1 of 2

Dick Bradley

- 3/12 Called Roland Shanks, F & G for fiscal note
out of town til 3/13
- 3/13 Called Roland Shanks - out of town
talked to Beverly Reaume, ^{KAY-OHM} Div of Admin,
F & G - asked for fiscal note
- Also called Mike Videner, DNR, and asked
for a fiscal note
- 3/17 Beverly Reaume says fiscal note should
be on its way - also, someone from
Habitat Section will attend 3/18 Committee
Meeting
- 3/17 Ned Farguhar says ltr stating there
are no mental health lands in refuge
was sent ^{4/2} 3/14 and signed by Bob Arnold.



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:

Senator Ferguson, Vice Chairman

Senator Dognini

Senator Sturquist

Senator W. Fischer

Phone:

Juneau: Alaska 99811

MEMORANDUM

May 1, 1986

TO: Representative Mike Szymanski

FROM: Senator Edna DeVries *Edna*

SUBJ: Senate CS for CS for HB 186 (C&RA) WORK DRAFT
An Act creating the Anchorage Coastal Wildlife
Refuge

I am enclosing a proposed letter of intent on this bill and would like you to review it and let me know in writing if you will support it.

Also I have prepared an amendment, per your memo of 4/24/86 which on page 4, line 27, would delete the word "recommend" and replace it with the word "establish".

As soon as I receive a response to this memo, I am prepared to schedule the bill in Senate C&RA Committee.

Enclosure

Alaska State Legislature
Senate



Official Business

Committee on
Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:
Senator Ferguson, Vice Chairman
Senator Coghill
Senator Sturgulewski
Senator V. Fischer

Pouch V
Juneau, Alaska 99811

Letter of Intent to accompany
HB 186

It is the intent of the Legislature in passing HB 186 that any and all presently existing recreation and/or leisure activities as well as all valid existing rights within the land and water areas encompassed by the boundaries of the Anchorage Coastal Wildlife Refuge shall remain undisturbed; and that the development and execution of a management plan pertaining to the Refuge shall recognize and provide for prior existing recreation and/or leisure activities and any valid existing rights.

Senator Edna DeVries, Chair
Senate Community & Regional Affairs
Committee

Dated: _____

*This looks O.K. to me
Rep. Miles Jymander
5/2/86*



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:

Senator Ferguson, Vice Chairman

Senator Coghill

Senator Sturgulewski

Senator V Fischer

Pouch V

Juneau, Alaska 99811

Letter of Intent to accompany
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Senator Edna DeVries, Chair
Senate Community & Regional Affairs
Committee

Dated: _____

A M E N D M E N T

Offered in the SENATE

To: Senate CS for CS for HB 186 (C&RA)

Page 4, line 27, delete the word ["recommend"] and insert
the word "establish".



Finance Committee
Oil and Gas Committee

Alaska State Legislature

House of Representatives

Representative Mike Szymanski

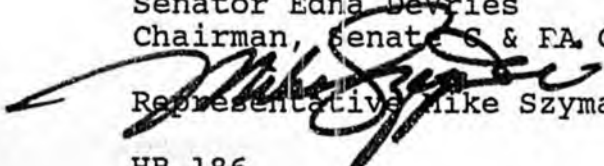
11920 Johns Road
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session:
P.O. Box V
State Capitol
Juneau, Alaska 99811
(907) 465-4978/4979

M E M O R A N D U M

April 24, 1986

TO: Senator Edna DeVries
Chairman, Senate S & FA Committee

FROM: 
Representative Mike Szymanski

SUBJECT: HB 186

As I discussed with you, I would like to make an amendment to this bill which would read as follows:

SCS CS HB 186(C & RA)

page 4, line 27, delete the word [recommend] and add the word establish.

Inasmuch as I understand that your previous concerns with this bill have been addressed, I would like to request that this legislation be scheduled for early next week.

Thank you.

cc: Senator Vic Fischer
Commissioner Collinsworth
Commissioner Wunnicke
Municipality of Anchorage

MEMORANDUM

State of Alaska

TO: DISTRIBUTION

DATE: April 9, 1986

FILE NO:

TELEPHONE NO: 465-2400

FROM: Mike Vediner *MV*
Land and Water Management
Department of Natural Resources

SUBJECT: Acreage Correction
Anch. Coastal State
Wildlife Refuge

Please note on the attached chart a correction for the total acreage of mental health land within the proposed Anchorage Coastal State Wildlife Refuge (HB 186, SB 19). The original chart indicated 516 acres and the corrected figure is 740.5 acres.

Attachment

DISTRIBUTION

Honorable Al Adams
Honorable Mike Szymanski
Honorable M. Mike Miller
Honorable Marco Pignalberi
Honorable Max Gruenberg
Honorable Peter Goll
Honorable Dick Shultz
Honorable Adelheid Herrmann
Honorable Jan Faiks
Honorable John Sackett
Honorable Vic Fischer
Honorable Arliss Sturgulewski
Honorable Joe Josephson
Honorable Bettye Fahrenkamp
Honorable Edna DeVries
Jim Gottstein
David Walker
Jim Ayres
Molly McCammon
Bob Arnold
Tom Koester
John Pugh
Karen Perdue
Dana LaTour
Norm Cohen
Tom Hawkins
Salli Slaughter
Meg Hayes

PENDING LEGISLATION CONTAINING MENTAL HEALTH LAND
December, 1985

This chart pertains to legislative bills containing mental health lands which were left pending at the close of the 1985 session. This information was obtained through the Legislative Affairs computer system. See attached sheet for a listing of all bills reviewed for the inclusion of mental health land.

Bill #	Description of Bill	Sponsor	Legal Description of Mental Health Lands	Approximate* Total Acreage	Approximate MH Acreage
HB 44	Establishment of Additional State Land as Marine Park Units of the State Park System	M. M. Miller, Goll, Duncan	T. 58 S., R. 79 E., C.R.M. within secs. 18, 19, 20, 29 and 32	16,611	1512.41
HB 86	Lands designated as Willow Creek State Recreation Area	Rules Committee at the request of the Governor	T. 20 N., R. 4 W., S.M. within Sec. 31	3,669	76
HB 93	Establishment of a system of Recreation Rivers	Rules Committee at the request of the Governor	T. 17 N., R. 4 W., S.M. within Secs. 4, 6, 7, 8, 17 and 18 T. 26 N., R. 4 W., S.M. within Sec. 7 and 18 T. 26 N., R. 5 W., S.M. within Secs. 12, 13, and 23 T. 18 N., R. 3 W., S.M. within Secs. 28, 29 and 30	226,070	3,893
HB 312	Establishment of the Dude Creek Critical Habitat Area	Goll, Duncan, M. M. Miller, Brinkley	T. 40 S., R. 58 E., C.R.M. within Secs. 2, 3, 9, 10, 11, 14 and 15	4,083	3,443
SB 19 HB 186	Creation of Anchorage Coastal State Wildlife Refuge	V. Fischer, Kerttula Szymanski	T. 12 N., R. 4 W., S.M. within Secs. 15, 22, 23, 25 and 26 T. 12 N., R. 3 W., S.M. within Secs. 30, 31 and 32 T. 11 N., R. 3 W., S.M. within Sec. 10	**1,653	**516- 740.5
SB 30	Yakataga State Forest	Eliason, V. Fischer, Kerttula	T. 22 S., R. 19-22 E., C.R.M. within all secs T. 23 S., R. 21-22 E., C.R.M. within all secs	360,834	47,316

*Pertains to uplands only. The mental health lands in SB 19 are currently included in the Potter Point State Game Refuge.

**These estimates were made from the legal descriptions provided in the bills and may contain non-state land or lands already encumbered.

CS rejected by committee

Original sponsors: Szymanski and Clocksin

1 IN THE HOUSE

BY THE COMMUNITY AND REGIONAL
AFFAIRS COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 186 (C&RA)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Anchorage Coastal Wildlife
7 Refuge."

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

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

10 Sec. 16.20.031. ANCHORAGE COASTAL WILDLIFE REFUGE. (a) The
11 following described state-owned land and water is established as the
12 Anchorage Coastal Wildlife Refuge and shall be managed as a state game
13 refuge for the protection of waterfowl, shorebirds, salmon, and other
14 fish and wildlife species, and their habitat and for the use and
15 enjoyment of the people of the state:

16 (1) Township 13 North, Range 4 West, Seward Meridian

17 Section 20: SE 1/4 seaward of the 20 foot elevation
18 contour

19 SE 1/4 NE 1/4 seaward of the 20 foot elevation con-
20 tour

21 Section 29: E 1/2 seaward of the 20 foot elevation
22 contour

23 SW 1/4 seaward of the 20 foot elevation contour

24 Section 30: SE 1/4 SE 1/4

25 Section 31: All seaward of the 20 foot elevation
26 contour except NW 1/4 NW 1/4

27 Section 32: All seaward of the 20 foot elevation
28 contour

29 (2) Township 13 North, Range 5 West, Seward Meridian

1 Section 36: S 1/2

2 S 1/2 N 1/2

3 (3) Township 12 North, Range 4 West, Seward Meridian
4 Sections 6 - 9: Seaward of the 20 foot elevation
5 contour

6 Section 15: NW 1/4 seaward of the 20 foot elevation
7 contour

8 SW 1/4 NE 1/4 seaward of the 20 foot elevation
9 contour

10 Government Lot 5 and the remainder of the W 1/2 SE
11 1/4, all

12 SW 1/4

13 Section 16: Seaward of the 20 foot elevation contour
14 Sections 17 - 22

15 Section 23: Government Lot 1 and the remainder of the
16 SW 1/4, all seaward of the 20 foot elevation contour
17 Government Lot 2 and the remainder of the S 1/2 NW
18 1/4, all seaward of the 20 foot elevation contour
19 Government Lots 3 and 4, and the remainder of the SE
20 1/4, all seaward of the 20 foot elevation contour

21 Section 24: Tract A, Shorecrest Subdivision (Plat No.
22 81-68, Anchorage Recording District)

23 Section 25: Government Lots 1 and 2, and the remainder
24 of the W 1/2, all

25 Tract A, Johns Park Estates, and the remainder of the
26 NE 1/4, excluding Skyway Park Estates, Addition No. 1
27 all seaward of the 20 foot elevation contour Govern-
28 ment Lots 3 and 4, and the remainder of the SE 1/4,
29 all

1 Sections 26 - 36

2 (4) Township 12 North, Range 5 West, Seward Meridian

3 Sections 1 - 2

4 Sections 11 - 14

5 Sections 23 - 26

6 Sections 35 - 36

7 (5) Township 12 North, Range 3 West, Seward Meridian

8 Section 29: That portion of the SW 1/4 southwesterly
9 of the Alaska Railroad right-of-way and southerly of
10 Oceanview Subdivision, Addition No. 6

11 Section 30: That portion of Tract A, Johns Park
12 Estates, seaward of the 20 foot elevation contour
13 Government Lot 2 and that portion of the SE 1/4 NW
14 1/4 southwesterly of Oceanview West Subdivision,
15 Addition No. 1

16 Government Lots 3 and 4 and the remainder of the SW
17 1/4, all

18 That portion of the SW 1/4 NE 1/4 and the SE 1/4
19 southwesterly of Oceanview Subdivision, Addition No.
20 4 and Addition No. 6

21 Section 31

22 Section 32: All lands southwesterly of the Alaska
23 Railroad right-of-way

24 Section 33: All lands westerly of the Alaska Railroad
25 right-of-way

26 (6) Township 11 North, Range 3 West, Seward Meridian

27 Section 3: Government Lot 5

28 Section 4: That portion southwesterly of the Old
29 Seward Highway right-of-way and The Landings

1 Subdivision which is northeasterly of the New Seward
2 Highway right-of-way

3 That portion southwesterly of the Alaska Railroad
4 right-of-way

5 Sections 5 - 8

6 Section 9: That portion southwesterly of the Alaska
7 Railroad right-of-way

8 That portion northeasterly of the New Seward Highway
9 right-of-way

10 Section 10: That portion westerly of the Old Seward
11 Highway right-of-way which is northeasterly of
12 the New Seward Highway right-of-way

13 That portion southwesterly of the Alaska Railroad
14 right-of-way

15 (7) Township 11 North, Range 4 West, Seward Meridian

16 Sections 1 - 4

17 Sections 10 - 12

18 (b) Except as provided in (d) of this section, the Department of
19 Fish and Game and the Department of Natural Resources shall exercise
20 their respective authorities over the Anchorage Coastal Wildlife
21 Refuge consistent with a management plan prepared by the Department of
22 Fish and Game under AS 16.20.040 - 16.20.060.

23 (c) A management plan prepared under AS 16.20.040 - 16.20.060
24 shall assure continued surface access to Fire Island and recommend a
25 corridor for constructed access and utilities between Fire Island and
26 the Anchorage mainland.

27 (d) Land owned by the Municipality of Anchorage that lies within
28 the boundary of the Anchorage Coastal Wildlife Refuge described in (a)
29 of this section may be included in the Anchorage Coastal Wildlife

1 Refuge. An agreement between the Department of Fish and Game and the
2 Municipality of Anchorage for the management of the land within the
3 Anchorage Coastal Wildlife Refuge that is owned by the Municipality of
4 Anchorage shall be approved by the Municipality of Anchorage and by
5 the Department of Fish and Game.

6 (e) The state or the Municipality of Anchorage may not acquire
7 privately owned land within the Anchorage Coastal Wildlife Refuge
8 described in (a) of this section by eminent domain for inclusion
9 within the Anchorage Coastal Wildlife Refuge. The Department of Fish
10 and Game or the Municipality of Anchorage may acquire privately owned
11 land within the Anchorage Coastal Wildlife Refuge by purchase, ex-
12 change, or otherwise except by eminent domain.

13 (f) The land and water areas of the Anchorage Coastal Wildlife
14 Refuge are closed to mineral entry under AS 38.05.185 - 38.05.275.

15 * Sec. 2. The initial management plan prepared under AS 16.20.031(b) as
16 enacted in sec. 1 of this Act shall be completed within one year of the
17 effective date of this Act. The initial management plan shall be submitted
18 to the legislature and may not take effect until approved by Act of the
19 legislature.

20 * Sec. 3. AS 16.20.030(b) is repealed.
21
22
23
24
25
26
27
28
29

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date: April 10

REQUEST

Bill/Resolution No.: CS HB 186 (RES)
 Title: An Act Creating the
Anchorage Coastal Wildlife
Refuge
 Sponsor: Szymanski and Clocksin
 Requestor: _____
 Date of Request: _____

FISCAL DETAIL

Agency Affected: ADF&G
 BRU: _____

 Components: _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		0				
TRAVEL		0				
CONTRACTUAL		0				
SUPPLIES		0				
EQUIPMENT		0				
LAND & STRUCTURES		0				
GRANTS, CLAIMS		0				
MISCELLANEOUS		0				
TOTAL OPERATING		0	0	0	0	0

CAPITAL						
----------------	--	--	--	--	--	--

REVENUE						
----------------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL		0	0	0	0	0

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

A change in Habitat Division internal priorities will allow this management plan to be completed with existing resources.

Prepared by: Norman Auden, Director
 Division: Habitat

Phone: 465-4105
 Date: April 10, 1986

Approved by Commissioner: [Signature]
 Agency: Department of Fish and Game

Date: 4-11-86

Distribution (by Agency preparing fiscal note):

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

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

BILL SHEFFIELD, GOVERNOR

POUCH M
JUNEAU, ALASKA 99811
PHONE: 907-465-2400

April 15, 1986

The Honorable Edna DeVries
Alaska State Senate
P.O. Box V
Juneau, AK 99811

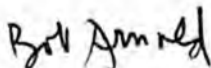
Dear Senator DeVries:

Before leaving Alaska to fulfill several commitments out of state, Commissioner Wunnicke attempted to contact you with regard to HB 186, Anchorage Coastal Wildlife Refuge.

The department must withdraw its recommended amendments to HB 186. Because our staff were using secondary map and plat sources two weeks ago, mental health lands were incorrectly identified where none actually exist. Therefore, the original statement that HB 186 does not add any mental health lands to the Refuge system remains accurate.

Please accept our apologies for the confusion. I hope that you will now be able to move the bill out of committee with confidence that it has no effect on the mental health trust.

Sincerely,



Robert D. Arnold
Deputy Commissioner

cc: Commissioner Esther C. Wunnicke

STATE OF ALASKA

BILL SHEFFIELD, GOVERNOR

DEPARTMENT OF FISH AND GAME

OFFICE OF THE COMMISSIONER

P.O. BOX 3-2000
JUNEAU, ALASKA 99802
PHONE: 907 / 465-4100

April 15, 1986

APR 15 1986

The Honorable Edna DeVries
Chair
Senate Community and Regional Affairs
Committee
Alaska State Legislature
P. O. Box V
Juneau, AK 99811

Dear Senator DeVries:

Thank you for your letter dated April 4 concerning HB 186, a bill creating the Anchorage Coastal Wildlife Refuge. In your letter you request assurance from this department that the management plan written for this refuge will continue to provide for the harvesting of ducks within the refuge's boundaries.

As you may be aware, the rules and regulations for hunting waterfowl in Alaska are adopted by the Alaska Board of Game and not by the department. Consequently, whether or not hunting of waterfowl will continue to be allowed on the refuge will ultimately be determined by the board during their consideration of individual regulatory proposals. Presently, board regulations provide for the harvesting of waterfowl on the refuge west and north of the Alaska Railroad.

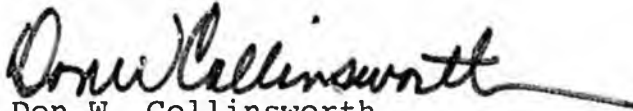
As to the management plan for the refuge, it is our intent that the refuge continue to be managed to enhance opportunities for public use including the harvesting of waterfowl. In the only other management plan currently under development by the department, the Palmer Hay Flats State Game Refuge Management Plan, providing the opportunity to harvest waterfowl is one of that plan's main goals. Though we cannot prejudge the planning process and the sentiments of the community in regard to the Anchorage Coastal Wildlife Refuge, we will be entering the process with the intent that a major goal of the refuge plan be to provide the opportunity for waterfowl harvest.

The Honorable Edna DeVries -2-

April 15, 1986

Again, I would like to thank you for your interest and support in this important piece of legislation. We look forward to continuing to work with you as this bill moves through the legislative process. If I can be of further assistance to you please do not hesitate to ask.

Sincerely,

A handwritten signature in cursive script that reads "Don W. Collinsworth". The signature is written in dark ink and has a long, sweeping horizontal line extending to the right.

Don W. Collinsworth
Commissioner

Enclosure

cc: Representative Mike Szymanski
Commissioner Esther Wunnicke, ADNR

STATE OF ALASKA

BILL SHEFFIELD, GOVERNOR

DEPARTMENT OF FISH AND GAME

OFFICE OF THE COMMISSIONER

P.O. BOX 3-2000
JUNEAU, ALASKA 99802
PHONE: 907 1 465-4100

APR 14 1986

APR 14 1986

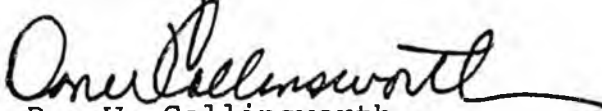
April 11, 1986

The Honorable Senator Edna DeVries
Chairman
Community and Regional Affairs Committee
Alaska State Legislature
P. O. Box V
Juneau, AK 99811

Dear Senator DeVries:

Enclosed please find a revised fiscal note for CSHB 186 (Res). This revised fiscal note reflects a change in priorities within the Division of Habitat's designated area work program.

Sincerely,



Don W. Collinsworth
Commissioner

Enclosure

cc: Senator Vic Fischer
Representative Mike Szymanski

BILL SHEFFIELD, GOVERNOR

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

April 11, 1986

APR 14 1986

REPLY TO:

1031 W 4th AVENUE
SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 276-3550

1st NATIONAL CENTER
100 CUSHMAN ST.
SUITE 400
FAIRBANKS, ALASKA 99701
PHONE: (907) 452-1568

POUCH K - STATE CAPITOL
JUNEAU, ALASKA 99811
PHONE: (907) 465-3600

The Honorable Vic Fischer
Alaska State Legislature
P.O. Box V
Juneau, Alaska 99811

Re: HB 196

Dear Senator Fischer:

Your April 3, 1986 letter to Attorney General Brown requesting our opinion on the status of mental health trust lands affected by HB 186 was referred to me for reply.

As you note, HB 186 would expand the boundary of the existing Potter Point State Game Refuge and change its name to the Anchorage Coastal Wildlife Refuge. Lands that the state received under the Alaska Mental Health Enabling Act are included in the existing Potter Point State Game Refuge. You inquired whether enactment of HB 186 would affect the status of the mental health lands within the existing refuge.

We agree with the comments made by James B. Gottstein, an attorney representing the Alaska Mental Health Association in Weiss v. State. In a March 17, 1986 letter to Representative Szymanski (copy attached), Mr. Gottstein concluded that passage of HB 186 would not change the current status quo -- that is, no additional mental health lands would be redesignated as refuge, but existing mental health lands already designated as refuge would continue in that designation. In other words, passage of HB 186 would not affect the status of mental health lands in the existing Potter Point State Game Refuge; it would simply rename them.

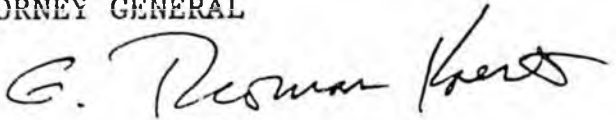
The Honorable Vic Fischer
Re: HB 186

April 11, 1986
Page 2

We hope this answers your question. If we can be of further assistance, please contact us at your convenience.

Sincerely,

HAROLD M. BROWN
ATTORNEY GENERAL

By: 
G. Thomas Koester
Assistant Attorney General

GTK:dln
Attachment
cc: Commissioner Wunnicke
James B. Gottstein, Esq.
David T. Walker, Esq.

JAMES B GOTTSTEIN
ATTORNEY AT LAW
406 G STREET, SUITE 206
ANCHORAGE, ALASKA 99501
19071 274-7686

March 17, 1986

The Honorable Mike Szymanski
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Re: Senate CS for HB 186 (C&RA)

Dear Representative Szymanski:

You have asked that I write you regarding the position of the Alaska Mental Health Association et al, Intervening Plaintiffs in the Mental Health Lands lawsuit (Weiss v. State), regarding the above referenced bill.

I must first note that Mr. David T. Walker is also participating in the Mental Health Lands lawsuit as the attorney for the original Plaintiffs. Thus, you will probably want his reaction for the record as well.

Our understanding is that the bill does not add any Mental Health Lands that are not already included in the Potter Point State Game Refuge (AS 16.20.030(b)). Of course, the bill repeals the Potter Point State Game Refuge and enacts the new Anchorage Coastal Wildlife Refuge. Thus, technically, the bill does designate Mental Health Lands.

Notwithstanding this, we do not have any objections to the passage of the bill, because without the passage of the bill, the same Mental Health Lands are still in the Potter Point Refuge. In both circumstances, the Mental Health Lands are either (1) inholdings in the Refuge, or (2) must be paid for, either by (a) an appropriate land exchange (See my March 5, 1986 letter to Senator DeVries on an amendment to HB 312, including attachments), or (b) cash.

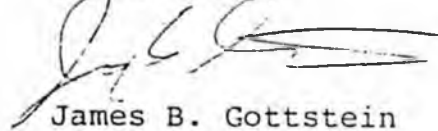
Senate CS for HB 186 does nothing, of course, to resolve the current problem of correcting the State's illegal misappropriation of these Mental Health Lands by designating them as a refuge without compensation. Of course, it also does not increase the problem -- it simply still exists.

The issue with respect to the Anchorage Coastal Wildlife Refuge, as well as the Dude Creek Critical Habitat bill (HB 312) and the Marine Park bill (HB 44), simply serves to emphasize that it is critical that this legislature address substantively and responsibly, its Mental Health Lands Trust responsibilities by

passing HB 128 or its functional equivalent. It is imperative that a legitimate process be established for (1) managing Mental Health Lands by a proper trustee and pursuant to proper trust management principles, and (2) performing the accounting that is due the trust. If the legislature fails to address these issues responsibly during this session, the court will. If this happens, the flexibility the Legislature might now have will be largely foreclosed.

I hope this has been helpful to you.

Yours truly,



James B. Gottstein

JBG:ls

cc: Senator DeVries
David Walker
G. Thomas Koester
Charles Evans

SENATOR VIC FISCHER

Senator DeVries

APR 08 1986

1725 E. 24

Arthur Ak. 99508

Sen. Edna DeVries
Box V
Juneau, Ak. 99811

Dear Senator DeVries,

I urge your prompt attention
and support of H.B. 186, Potter Marsh Bill.
This is too valuable a piece of
legislation to be further delayed after
already passing the House in 1985. Please
delay this bill no longer in your
committee.

Sincerely,

Karen Ruud

Karen Ruud

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

BILL SHEFFIELD, GOVERNOR

POUCH M
JUNEAU, ALASKA 99811
PHONE: 907-465-2400

April 7, 1986

APR 08 1986

The Honorable Edna DeVries
Chair, Senate Community and
Regional Affairs Committee
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Senator DeVries:

Thank you for your letter about mental health lands in the proposed Anchorage Coastal Wildlife Refuge (HB 186).

You inquired about the discrepancy between figures that the department has provided estimating mental health acreage in the bill. The correct figure--although an estimate because the boundary of the Potter Point Refuge has not been surveyed--is 740.5 acres of mental health land within the existing refuge. The same mental health acreage figure would also hold for the proposed Anchorage Coastal State Wildlife Refuge.

To be absolutely certain that HB 186 does not affect mental health lands, the department provides the attached committee substitute for your consideration. Although it was the intention of the Department of Fish and Game and the bill's sponsors not to encompass any mental health land in the new refuge, it appears that the legal description provided in CSHB 186 (Res) would have included a small amount of mental health land. Since you have brought attention to this issue and have made it clear that the inclusion of new mental health lands will not be allowed, you will probably wish to include the clarifying language in the committee substitute (highlighted in the attachment). There is no fiscal impact from the change.

The language that is included in this amendment will keep the refuge boundary where it currently exists in two sections of mental health land. Under the original bill the boundary would have moved to the outside of these two sections. At some point in the future the boundary described in the attached amendment may have to be surveyed,

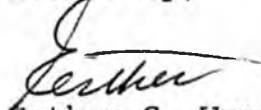
The Honorable Edna DeVruess -2-

April 7, 1986

but for now the amendment is adequate to prevent the inclusion of new mental health acreage in the refuge.

I appreciate your attention to the details in this bill and believe that adoption of the committee substitute will improve HB 186. Please contact me or Commissioner Collinsworth if you have any questions.

Sincerely,



Esther C. Wunnicke
Commissioner

Attachment

cc: Senator Vic Fischer
Representative Szymanski
Commissioner Collinsworth
Senate Community and Regional
Affairs Committee members

Original sponsors: Szymanski and Clocksin

1 IN THE HOUSE

BY THE COMMUNITY AND REGIONAL
AFFAIRS COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 186 (C&RA)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Anchorage Coastal Wildlife
7 Refuge."

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

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

10 Sec. 16.20.031. ANCHORAGE COASTAL WILDLIFE REFUGE. (a) The
11 following described state-owned land and water is established as the
12 Anchorage Coastal Wildlife Refuge and shall be managed as a state game
13 refuge for the protection of waterfowl, shorebirds, salmon, and other
14 fish and wildlife species, and their habitat and for the use and
15 enjoyment of the people of the state:

16 (1) Township 13 North, Range 4 West, Seward Meridian

17 Section 20: SE 1/4 seaward of the 20 foot elevation
18 contour

19 SE 1/4 NE 1/4 seaward of the 20 foot elevation con-
20 tour

21 Section 29: E 1/2 seaward of the 20 foot elevation
22 contour

23 SW 1/4 seaward of the 20 foot elevation contour

24 Section 30: SE 1/4 SE 1/4

25 Section 31: All seaward of the 20 foot elevation
26 contour except NW 1/4 NW 1/4

27 Section 32: All seaward of the 20 foot elevation
28 contour

29 (2) Township 13 North, Range 5 West, Seward Meridian

1 Section 36: S 1/2

2 S 1/2 N 1/2

3 (3) Township 12 North, Range 4 West, Seward Meridian
4 Sections 6 - 9: Seaward of the 20 foot elevation
5 contour

6 Section 15: NW 1/4 seaward of the 20 foot elevation
7 contour

8 SW 1/4 NE 1/4 seaward of the 20 foot elevation
9 contour

10 Government Lot 5 and the remainder of the W 1/2 SE
11 1/4, all

12 SW 1/4

13 Section 16: Seaward of the 20 foot elevation contour
14 Sections 17 - 22

15 Section 23: Government Lot 1 and the remainder of the
16 SW 1/4, all seaward of the 20 foot elevation contour

17 Government Lot 2 and the remainder of the S 1/2 NW
18 1/4, all seaward of the 20 foot elevation contour

19 Government Lots 3 and 4, and the remainder of the SE
20 1/4, all seaward of the 20 foot elevation contour

21 Section 24: Tract A, Shorecrest Subdivision (Plat No.
22 81-68, Anchorage Recording District)

23 Section 25: Government Lots 1 and 2, and the remainder
24 of the W 1/2, all

25 Tract A, Johns Park Estates, and the remainder of the
26 NE 1/4, excluding Skyway Park Estates, Addition No. 1

27 all seaward of the 20 foot elevation contour Govern-
28 ment Lots 3 and 4, and the remainder of the SE 1/4,

29 all

1 Section 26, excluding that land upland of the toe of
2 the bluff, as determined by survey

3 Sections 27 - 36

4 (4) Township 12 North, Range 5 West, Seward Meridian

5 Sections 1 - 2

6 Sections 11 - 14

7 Sections 23 - 26

8 Sections 35 - 36

9 (5) Township 12 North, Range 3 West, Seward Meridian

10 Section 29: That portion of the SW 1/4 southwesterly
11 of the Alaska Railroad right-of-way and southerly of
12 Oceanview Subdivision, Addition No. 6

13 Section 30: That portion of Tract A, Johns Park
14 Estates, seaward of the 20 foot elevation contour
15 Government Lot 2 and that portion of the SE 1/4 NW
16 1/4 southwesterly of Oceanview West Subdivision,
17 Addition No. 1

18 Government Lots 3 and 4 and the remainder of the SW
19 1/4, all

20 That portion of the SW 1/4 NE 1/4 and the SE 1/4
21 southwesterly of Oceanview Subdivision, Addition No.
22 4 and Addition No. 6

23 Section 31

24 Section 32: All land southwesterly of the Alaska
25 Railroad right-of-way, excluding that land upland of
26 the toe of the bluff, as determined by survey

27 Section 33: All lands westerly of the Alaska Railroad
28 right-of-way

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

1 Section 3: Government Lot 5

2 Section 4: That portion southwesterly of the Old
3 Seward Highway right-of-way and The Landings
4 Subdivision which is northeasterly of the New Seward
5 Highway right-of-way

6 That portion southwesterly of the Alaska Railroad
7 right-of-way

8 Sections 5 - 8

9 Section 9: That portion southwesterly of the Alaska
10 Railroad right-of-way

11 That portion northeasterly of the New Seward Highway
12 right-of-way

13 Section 10: That portion westerly of the Old Seward
14 Highway right-of-way which is northeasterly of
15 the New Seward Highway right-of-way

16 That portion southwesterly of the Alaska Railroad
17 right-of-way

18 (7, Township 11 North, Range 4 West, Seward Meridian

19 Sections 1 - 4

20 Sections 10 - 12

21 (b) Except as provided in (d) of this section, the Department of
22 Fish and Game and the Department of Natural Resources shall exercise
23 their respective authorities over the Anchorage Coastal Wildlife
24 Refuge consistent with a management plan prepared by the Department of
25 Fish and Game under AS 16.20.040 - 16.20.060.

26 (c) A management plan prepared under AS 16.20.040 - 16.20.060
27 shall assure continued surface access to Fire Island and recommend a
28 corridor for constructed access and utilities between Fire Island and
29 the Anchorage mainland.

1 (d) Land owned by the Municipality of Anchorage that lies within
2 the boundary of the Anchorage Coastal Wildlife Refuge described in (a)
3 of this section may be included in the Anchorage Coastal Wildlife
4 Refuge. An agreement between the Department of Fish and Game and the
5 Municipality of Anchorage for the management of the land within the
6 Anchorage Coastal Wildlife Refuge that is owned by the Municipality of
7 Anchorage shall be approved by the Municipality of Anchorage and by
8 the Department of Fish and Game.

9 (e) The state or the Municipality of Anchorage may not acquire
10 privately owned land within the Anchorage Coastal Wildlife Refuge
11 described in (a) of this section by eminent domain for inclusion
12 within the Anchorage Coastal Wildlife Refuge. The Department of Fish
13 and Game or the Municipality of Anchorage may acquire privately owned
14 land within the Anchorage Coastal Wildlife Refuge by purchase, ex-
15 change, or otherwise except by eminent domain.

16 (f) The land and water areas of the Anchorage Coastal Wildlife
17 Refuge are closed to mineral entry, under AS 38.05.185 - 38.05.275.

18 * Sec. 2. The initial management plan prepared under AS 16.20.031(b) as
19 enacted in sec. 1 of this Act shall be completed within one year of the
20 effective date of this Act.

21 * Sec. 3. AS 16.20.030(b) is repealed.
22
23
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29



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:

Senator Ferguson, Vice Chairman

Senator Coghill

Senator Sturgulewski

Senator V. Fischer

Pouch V

Juneau, Alaska 99801

April 4, 1986

Don W. Collinsworth
Commissioner
Department of Fish and Game
P.O. Box 3-2000
Juneau, Alaska 99802

Dear Commissioner Collinsworth:

Subject: HB 186 An Act creating the Anchorage Coastal
Wildlife Refuge

Thank you for your letter of March 20, 1986 and fiscal note concerning the subject bill.

In discussion with Legislative Legal Services as to whether or not the Senate C&RA Committee Substitute draft (copy enclosed) could be interpreted as providing protection for existing duck hunting areas, I was informed that such protection might be possible under Page 4, subsection (b).

Please advise whether or not your department contemplates the inclusion of language providing protection of existing duck hunting areas in the management plan.

Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Edna DeVries".

Edna DeVries
Senator

Enclosure

Bradley
3/1/86 ✓

Original sponsors: Szymanski and Clocksin

1 IN THE HOUSE

BY THE COMMUNITY AND REGIONAL
AFFAIRS COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 186 (C&RA)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Anchorage Coastal Wildlife
7 Refuge."

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

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

10 Sec. 16.20.031. ANCHORAGE COASTAL WILDLIFE REFUGE. (a) The
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13 refuge for the protection of waterfowl, shorebirds, salmon, and other
14 fish and wildlife species, and their habitat and for the use and
15 enjoyment of the people of the state:

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21 Section 29: E 1/2 seaward of the 20 foot elevation
22 contour

23 SW 1/4 seaward of the 20 foot elevation contour

24 Section 30: SE 1/4 SE 1/4

25 Section 31: All seaward of the 20 foot elevation
26 contour except NW 1/4 NW 1/4

27 Section 32: All seaward of the 20 foot elevation
28 contour

29 (2) Township 13 North, Range 5 West, Seward Meridian

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Section 36: S 1/2

S 1/2 N 1/2

(3) Township 12 North, Range 4 West, Seward Meridian
Sections 6 - 9: Seaward of the 20 foot elevation
contour

Section 15: NW 1/4 seaward of the 20 foot elevation
contour

SW 1/4 NE 1/4 seaward of the 20 foot elevation
contour

Government Lot 5 and the remainder of the W 1/2 SE
1/4, all

SW 1/4

Section 16: Seaward of the 20 foot elevation contour

Sections 17 - 22

Section 23: Government Lot 1 and the remainder of the
SW 1/4, all seaward of the 20 foot elevation contour

Government Lot 2 and the remainder of the S 1/2 NW
1/4, all seaward of the 20 foot elevation contour

Government Lots 3 and 4, and the remainder of the SE
1/4, all seaward of the 20 foot elevation contour

Section 24: Tract A, Shorecrest Subdivision (Plat No.
81-68, Anchorage Recording District)

Section 25: Government Lots 1 and 2, and the remainder
of the W 1/2, all

Tract A, Johns Park Estates, and the remainder of the
NE 1/4, excluding Skyway Park Estates, Addition No. 1

all seaward of the 20 foot elevation contour Govern-
ment Lots 3 and 4, and the remainder of the SE 1/4,

all

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Sections 26 - 36

(4) Township 12 North, Range 5 West, Seward Meridian
Sections i - 2
Sections 11 - 14
Sections 23 - 26
Sections 35 - 36

(5) Township 12 North, Range 3 West, Seward Meridian
Section 29: That portion of the SW 1/4 southwesterly
of the Alaska Railroad right-of-way and southerly of
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Section 30: That portion of Tract A, Johns Park
Estates, seaward of the 20 foot elevation contour
Government Lot 2 and that portion of the SE 1/4 NW
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Addition No. 1
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1/4, all
That portion of the SW 1/4 NE 1/4 and the SE 1/4
southwesterly of Oceanview Subdivision, Addition No.
4 and Addition No. 6
Section 31
Section 32: All lands southwesterly of the Alaska
Railroad right-of-way
Section 33: All lands westerly of the Alaska Railroad
right-of-way

(6) Township 11 North, Range 3 West, Seward Meridian
Section 3: Government Lot 5
Section 4: That portion southwesterly of the Old
Seward Highway right-of-way and The Landings

1 Rifle Range from use as a rifle range. For the purposes of this Act,
2 the Rabbit Creek Rifle Range is described as:

3 Township 12 North, Range 3 West, Seward Meridian

4 Section 32: Government Lot 4

5 Section 33: Government Lots 206, 236, and 237

6 (e) Land owned by the Municipality of Anchorage that lies within
7 the boundary of th Anchorage Coastal Wildlife Refuge described in (a)
8 of this section may be included in the Anchorage Coastal Wildlife
9 Refuge. An agreement between the Department of Fish and Game and the
10 Municipality of Anchorage for the management of the land within the
11 Anchorage Coastal Wildlife Refuge that is owned by the Municipality of
12 Anchorage shall be approved by the Municipality of Anchorage and by
13 the Department of Fish and Game.

14 (f) The state or the Municipality of Anchorage may not acquire
15 privately owned land within the Anchorage Coastal Wildlife Refuge
16 described in (a) of this section by eminent domain for inclusion
17 within the Anchorage Coastal Wildlife Refuge. The Department of Fish
18 and Game or the Municipality of Anchorage may acquire privately owned
19 land within the Anchorage Coastal Wildlife Refuge by purchase, ex-
20 change, or otherwise except by eminent domain.

21 (g) The land and water areas of the Anchorage Coastal Wildlife
22 Refuge are closed to mineral entry under AS 38.05.185 - 38.05.275.

23 * Sec. 2. The initial management plan prepared under AS 16.20.031(b) as
24 enacted in sec. 1 of this Act shall be submitted to the legislature within
25 the first 10 days of the Second Session of the Fifteenth State Legislature.
26 The management plan takes effect 30 days after the date of its submittal
27 unless disapproved by Act of the legislature.

28 * Sec. 3. AS 16.20.030(b) is repealed.
29

PUBLIC OPINION MESSAGE

APR 04 1986

TO: SENATOR EDNA B. DE VRIES

FROM: ANN RAPPOPORT
4901 VIRGO
ANCHORAGE
345-3822

99516

BILL NO: HB 186

SUBJECT: ANCHORAGE COASTAL WILDLIFE REFUGE

MESSAGE:

I STRONGLY URGE YOU TO MOVE THIS BILL FAVORABLY OUT OF YOUR COMMITTEE. IT IS NECESSARY TO PROTECT A VALUABLE WILDLIFE AREA ACCESSIBLE TO MUCH OF THE STATE'S POPULATION. THANK YOU.

DATE: 04/02/86 TIME: 16:16:44 SENT BY: ANCHORAGE LIO

COPIES TO: SENATE STATE AFFAIRS

APR 04 1986

PUBLIC OPINION MESSAGE

TO: SENATOR EDNA B. DE VRIES

FROM: DAVID IRONS
4901 VIRGO
ANCHORAGE
345-3822

99516

BILL NO: HB 186

SUBJECT: ANCHORAGE COASTAL WILDLIFE REFUGE

MESSAGE:

I STRONGLY URGE YOU TO MOVE THIS FAVORABLY OUT OF COMMITTEE.
IT IS VERY IMPORTANT BECAUSE THIS AREA IS AVAILABLE TO HALF
THE POPULATION OF THE STATE WHILE MOST OF THE REFUGES ARE
NOT.

DATE: 04/02/86 TIME: 16:49:56 SENT BY: ANCHORAGE LIO

COPIES TO: SENATE STATE AFFAIRS



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman
Members
Senator Ferguson, Vice Chairman
Senator Coghill
Senator Sturgulewski
Senator V. Fischer

Pouch V
Juneau, Alaska 99811

April 2, 1986

MEMORANDUM

TO: Senator Frank Ferguson
Senator Vic Fischer
Senator Jack Coghill
Senator Arliss Strugulewski

FROM: Senator DeVries, Chair *Edna*
Community & Regional Affairs Committee

SUBJECT: HB 186 An Act creating the Anchorage Coastal Wildlife Refuge
(Senate CS for CS for HB 186 [C&RA] Draft)

Submitted for your information with reference to the subject bill is the following data:

- (1) Memo to Commissioner Wunnicke, DNR, dated 3/13/86 concerning mental health lands
- (2) Letter from Commissioner Wunnicke dated 3/14/86 with atchs
- (3) Fiscal note from the Dept. of Fish & Game dated 3-14-86
- (4) Fiscal note from the Dept. of Natural Resources dated 3-13-86
- (5) Letter from James B. Gottstein to Rep. Szymanski dated 3-17-86
- (6) Charts setting out acreage and legal description of mental health lands within refuge



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman
Members
Senator Ferguson, Vice Chairman
Senator Coghill
Senator Sturgulewski
Senator V. Fischer

Pouch V
Juneau, Alaska 99811

March 13, 1986

To: Esther Wunnicke, Commissioner
Department of Natural Resources

From: Senator Edna DeVries, Chair
Senate Community & Regional Affairs

Re: Legislation creating the Anchorage Coastal Wildlife Refuge
(CSHB 186 [Res])

The State Senate is making every effort to balance the current State budget, as well as plan ahead for the major revenue shortfall the State will experience in FY 1987.

In this regard a decision has been made that no Mental Health Lands will be included in any new land withdrawals or land classifications/reclassifications.

My committee is scheduled to hear HB 186 on Tuesday, March 18. Will you please ascertain the status and classification of lands encompassed within the boundaries of the Anchorage Coastal Wildlife Refuge. If there are no Mental Health lands within the area, I would like a letter so stating. If a letter confirming the absence of Mental Health Lands within the Refuge is received by Monday, March 17, I will hear the bill as scheduled; otherwise, it will be necessary to revise the boundaries of the Refuge to exclude any lands classified "Mental Health".

cc: Representative Mike Szymanski

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

BILL SHEFFIELD, GOVERNOR

POUCH M
JUNEAU, ALASKA 99811
PHONE: 907-465-2400

March 14, 1986

MAR 14 1986

The Honorable Edna DeVries
Alaska State Legislature
P.O. Box V
Juneau, Alaska 99811

Dear Senator DeVries:

Thank you for writing to express your committee's concern regarding inclusion of mental health lands within any new legislative land designations such as HB 186, which would create the Anchorage Coastal State Wildlife Refuge. This measure would enlarge the existing Potter Point State Game Refuge created in 1971.

CSHB 186 (Res) will not place any mental health lands into refuge status which are not already within the Potter Point Refuge. As delimited on the enclosed map, Potter Point State Game Refuge currently contains approximately 516 acres of mental health land.

This department, through the Department of Law, will be seeking Superior Court clarification of the status of lands previously placed into parks, refuges, and other management categories which severely restrict their revenue generation capability. Based on Supreme Court rulings in Weiss v. Alaska and State v. University of Alaska, the Department of Law advises that mental health lands currently within parks and refuges may constitute a use of the trust land for which adequate monetary compensation is due the mental health trust. However, since HB 186 does not place any additional mental health acreage in state game refuge status, whatever liability the state may owe the trust has already accrued by virtue of the previous inclusion of mental health land in the Potter Point Refuge.

Please let me know if I might provide further information.

Sincerely,

Esther C. Wunnicke

f Esther C. Wunnicke
Commissioner

Enclosure

cc: The Honorable Mike Szymanski

TYONEK (A-1) QUADRANGLE

ALASKA

1:63 360 SERIES (TOPOGRAPHIC)

ANCHORAGE B-8)

B-1) 10'

5'

1490 000 FEET

R 4 W

150°00'

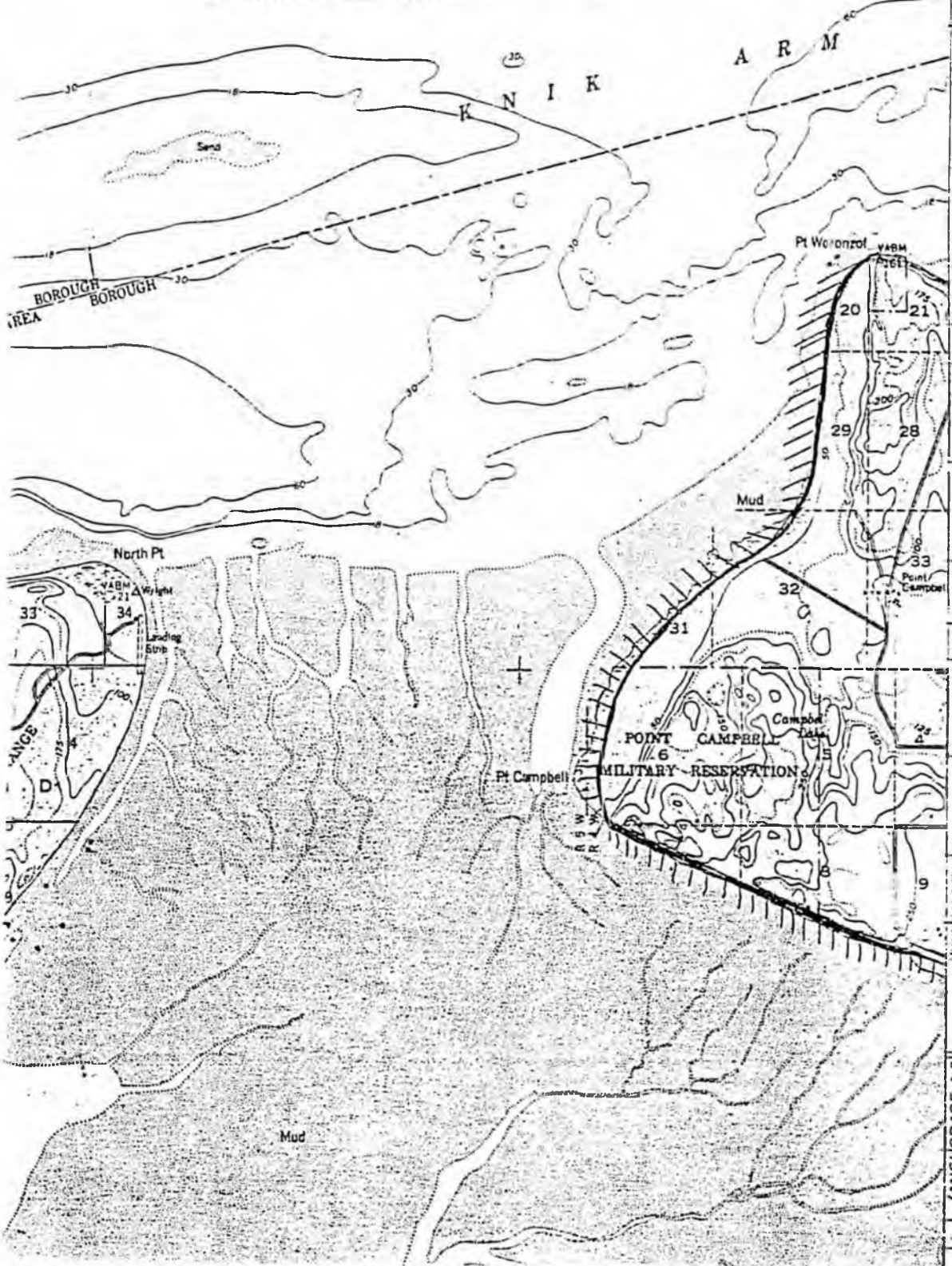
61°15'

ANCHORAGE COASTAL STATE
WILDLIFE REFUGE

Key

Blue line is
Refuge Bdy.

- Red blocks
are M.H.
Land.



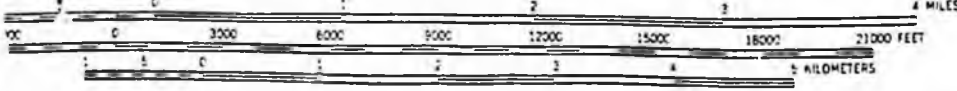




50° (SEWARD D-B) 45'

U.S. GEOLOGICAL SURVEY, WASHINGTON, D.C. 20540
 3550000 E INDIAN 3 MI. GIRDWOOD 11 MI.

SCALE 1:63360



ROAD CLASSIFICATION
 Medium duty ——— Light duty ———
 Unimproved dirt
 State Route (circle symbol)

CONTOUR INTERVAL, 50 FEET
 DOTTED LINES REPRESENT 25 FOOT CONTOURS
 DATUM IS MEAN SEA LEVEL
 DEPTH CURVES IN FEET; DATUM IS MEAN LOWER LOW WATER
 SHORELINE SHOWN REPRESENTS THE APPROXIMATE LINE OF MEAN HIGH WATER
 THE AVERAGE RANGE OF TIDE IS APPROXIMATELY 27 FEET



QUADRANGLE LOCATION

ANCHORAGE (A-B), ALA
 N6100-W14937.5/15X22.5

FOR SALE BY U. S. GEOLOGICAL SURVEY
 FAIRBANKS, ALASKA 99701, DENVER, COLORADO 80225 OR WASHINGTON, D. C. 20242
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

1952
 MINOR REVISIONS 1963
ALASKA #808

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date March 14, 1986

REQUEST :
 Bill/Resolution No. : CSHB 186
 Title : Anchorage Coastal Wildlife Refuge
 Sponsor : Szymanski & Clocksin
 Requestor : _____
 Date of Request : _____

FISCAL DETAIL
 Agency Affected : ADF&G
 BRU : _____
 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		45,100				
TRAVEL		4,000				
CONTRACTUAL		4,000				
SUPPLIES		- 0 -				
EQUIPMENT		- 0 -				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		53,100				

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
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FUNDING : (Thousands of Dollars)

GENERAL FUND		53,100				
FEDERAL FUNDS						
OTHER						
TOTAL		53,100				

POSITIONS :

FULL-TIME		16 B/C				
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Employ one biologist for one year full time to prepare a management plan for Anchorage Coastal Wildlife Refuge including identification of a transportation and utility corridor between Fire Island and the Mainland.

Prepared by: Norman A. Cohen, Director
 Division: Habitat

Phone: 465-4105
 Date: March 14, 1986

Approved by Commissioner: 
 Agency: Department of Fish and Game

Date: 3/20/86

Distribution (by Agency preparing fiscal note):

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

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

file
SENATE
C+RA
REC'D
3/19/86

Revision Date: _____

REQUEST

Bill/Resolution No.: HB 186
Title: Anchorage Coastal refuge

Sponsor: Szymanski
Requestor: _____
Date of Request: _____

FISCAL DETAIL

Agency Affected: Natural Resources, L&WM
BRU: NEMEC

Components: _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-

CAPITAL						
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REVENUE						
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FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL		-0-	-0-	-0-	-0-	-0-

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

No fiscal impact.

Prepared by: Ned Farquhar Phone: 465-2400
Division: Commissioner's Office Date: 13 March 1986
Approved by Commissioner: Wm D Arnold, Deputy Date: 13 March 1986
Agency: Natural Resources

Distribution (by Agency preparing fiscal note):

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

JAMES B. GOTTSTEIN

ATTORNEY AT LAW

406 G STREET, SUITE 206
ANCHORAGE, ALASKA 99501
19071 274-7886

MAR 21 1986

March 17, 1986

The Honorable Mike Szymanski
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Re: Senate CS for HB 186 (C&RA)

Dear Representative ^{Mike}Szymanski:

You have asked that I write you regarding the position of the Alaska Mental Health Association et al, Intervening Plaintiffs in the Mental Health Lands lawsuit (Weiss v. State), regarding the above referenced bill.

I must first note that Mr. David T. Walker is also participating in the Mental Health Lands lawsuit as the attorney for the original Plaintiffs. Thus, you will probably want his reaction for the record as well.

Our understanding is that the bill does not add any Mental Health Lands that are not already included in the Potter Point State Game Refuge (AS 16.20.030(b)). Of course, the bill repeals the Potter Point State Game Refuge and enacts the new Anchorage Coastal Wildlife Refuge. Thus, technically, the bill does designate Mental Health Lands.

Notwithstanding this, we do not have any objections to the passage of the bill, because without the passage of the bill, the same Mental Health Lands are still in the Potter Point Refuge. In both circumstances, the Mental Health Lands are either (1) inholdings in the Refuge, or (2) must be paid for, either by (a) an appropriate land exchange (See my March 5, 1986 letter to Senator DeVries on an amendment to HB 312, including attachments), or (b) cash.

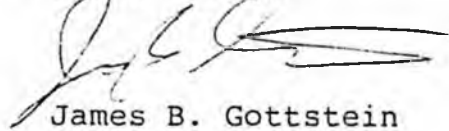
Senate CS for HB 186 does nothing, of course, to resolve the current problem of correcting the State's illegal misappropriation of these Mental Health Lands by designating them as a refuge without compensation. Of course, it also does not increase the problem -- it simply still exists.

The issue with respect to the Anchorage Coastal Wildlife Refuge, as well as the Dude Creek Critical Habitat bill (HB 312) and the Marine Park bill (HB 44), simply serves to emphasize that it is critical that this legislature address substantively and responsibly, its Mental Health Lands Trust responsibilities by

passing HB 128 or its functional equivalent. It is imperative that a legitimate process be established for (1) managing Mental Health Lands by a proper trustee and pursuant to proper trust management principles, and (2) performing the accounting that is due the trust. If the legislature fails to address these issues responsibly during this session, the court will. If this happens, the flexibility the Legislature might now have will be largely foreclosed.

I hope this has been helpful to you.

Yours truly,

A handwritten signature in dark ink, appearing to read 'James B. Gottstein', with a long horizontal flourish extending to the right.

James B. Gottstein

JBG:ls

cc: Senator DeVries
David Walker
G. Thomas Koester
Charles Evans

PENDING LEGISLATION CONTAINING MENTAL HEALTH LAND
December, 1985

This chart pertains to legislative bills containing mental health lands which were left pending at the close of the 1985 session. This information was obtained through the Legislative Affairs computer system. See attached sheet for a listing of all bills reviewed for the inclusion of mental health land.

Bill #	Description of Bill	Sponsor	Legal Description of Mental Health Lands	Approximate* Total Acreage	Approximate MH Acreage
HB 44	Establishment of Additional State Land as Marine Park Units of the State Park System	M. M. Miller, Goll, Duncan	T. 58 S., R. 79 E., C.R.M. within secs. 18, 19, 20, 29 and 32	16,611	1512.41
HB 86	Lands designated as Willow Creek State Recreation Area	Rules Committee at the request of the Governor	T. 20 N., R. 4 W., S.M. within Sec. 31	3,669	76
HB 93	Establishment of a system of Recreation Rivers	Rules Committee at the request of the Governor	T. 17 N., R. 4 W., S.M. within Secs. 4, 6, 7, 8, 17 and 18 T. 26 N., R. 4 W., S.M. within Sec. 7 and 18 T. 26 N., R. 5 W., S.M. within Secs. 12, 13, and 23 T. 18 N., R. 3 W., S.M. within Secs. 28, 29 and 30	226,070	3,893
HB 312	Establishment of the Dude Creek Critical Habitat Area	Goll, Duncan, M. M. Miller, Brinkley	T. 40 S., R. 58 E., C.R.M. within Secs. 2, 3, 9, 10, 11, 14 and 15	4,083	3,443
SB 19 HB 186	Creation of Anchorage Coastal State Wildlife Refuge	V. Fischer, Kerttula Szymanski	T. 12 N., R. 4 W., S.M. within Secs. 15, 22, 23, 25 and 26 T. 12 N., R. 3 W., S.M. within Secs. 30, 31 and 32 T. 11 N., R. 3 W., S.M. within Sec. 10	**1,653	**516
SB 30	Yakataga State Forest	Eliason, V. Fischer, Kerttula	T. 22 S., R. 19-22 E., C.R.M. within all secs T. 23 S., R. 21-22 E., C.R.M. within all secs	360,834	47,316

*Pertains to uplands only. The mental health lands in SB 19 are currently included in the Potter Point State Game Refuge.

**These estimates were made from the legal descriptions provided in the bills and may contain non-state land or lands already encountered.

MENTAL HEALTH LANDS WITHIN LEGISLATIVELY DESIGNATED FISH & GAME UNITS

Seward Meridian

Fish & Game Unit	Total Acreage	Total Mental Health Acreage	Year of Designation	Designated Mental Health Acreage	Township/Range/Section (MH Land Only)
Goose Bay State Game Refuge AS 16.20.030	10,880.00	453.05	1975	453.05	T.15N., R.3W., S.M., Secs. 18-19
Potter Point State Game Refuge AS 16.20.030	39,360.00	740.50	1971	740.50	T.11N., R.3W., S.M., Sec. 10 T.12N., R.3W., S.M., Secs. 30-31 T.12N., R.4W., S.M., Sec. 15, 22-23, 25
Susitna Flats State Game Refuge AS 16.20.036	300,800.00	38,846.52	1976	38,846.52	T.14N., R.4W., S.M., Sec. 31 T.14N., R.5W., S.M. T.14N., R.6W., S.M. T.15N., R.4W., S.M. T.15N., R.5W., S.M. T.15N., R.6W., S.M. ISS 3942 exc1 A&LS 80-11
Trading Bay State Game Refuge AS 16.20.038	160,960.00	3,840.00	1976	3,840.00	T.12N., R.13W., S.M., Secs. 19, 29-33
Matanuska Valley Moose Range AS 16.20.340	132,500.00	38,035.00	1984	38,035.00	T19N, R1E T19N, R3E T19N, R5E T18N, R1E T19N, R4E T18N, R2E T20N, R5E T19N, R2E T20N, R6E



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:
Senator Ferguson, Vice Chairman
Senator Coghill
Senator Sturgulewski
Senator V. Fischer

Pruch V
Juneau, Alaska 99811

April 1, 1986

Esther Wunnicke
Commissioner
Department of Natural Resources
P.O. Box M
Juneau, Alaska 99811

Subject: Legislation creating the Anchorage Coastal Wildlife Refuge
(Senate CS for CS for HB 186 [C&RA])

Dear Commissioner Wunnicke:

The Senate Majority has taken a position that it does not want to create any new refuges which contain mental health lands.

Your department has previously informed my office that the only mental health land within the boundaries of the proposed Anchorage Coastal State Wildlife Refuge are those now within the Potter Point State Game Refuge, which under the subject bill becomes a part of the new refuge.

As you can see from the enclosed charts, there is a conflict between the legal description of mental health lands within the refuge and the mental health lands acreage. (See places on the charts highlighted in yellow.)

Please advise as to the correct legal description of mental health lands within the proposed Anchorage Coastal State Wildlife Refuge and the total acreage involved. This information is required in order that the legal description in the bill might be changed.

Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Edna".

Edna DeVries
Senator

Enclosures

cc: Senator Vic Fischer
Representative Mike Szymanski

PENDING LEGISLATION CONTAINING MENTAL HEALTH LAND
December, 1985

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From the desk of:
Senator Mitch Abood
Alaska State Legislature

MEMORANDUM

TO: Senator Edna DeVries
Chair, Senate C & RA

FROM: Senator Mitch Abood

A handwritten signature in cursive script, appearing to read "M. Abood".

DATE: March 24, 1986

RE: HB 186, Anchorage Coastal Wildlife
Refuge

Attached please find a letter I received from Mr. Uwe L. Gross expressing his concerns about HB 186 and his suggested amendment to the bill.

Since HB 186 is in your committee at the present time, I am forwarding his letter to you for your consideration.

Thank you for your attention to his letter.



From the desk of:
Senator Mitch Abood
Alaska State Legislature

March 24, 1986

Mr. Uwe L. Gross
14400 Prator Street
Anchorage, AK 99516

Dear Mr. Gross:

I am in receipt of your letter date March 4th regarding HB 186. The bill is now in the Senate Community & Regional Affairs Committee, chaired by Senator Edna DeVries.

Your point about adding language to guarantee existing activities to continue is an excellent one. I am taking the liberty of forwarding your letter to Senator DeVries for consideration in her committee.

Thank you for taking the time to write to me about the Anchorage Coastal Wildlife Refuge.

Best personal regards,

A handwritten signature in cursive script, appearing to read "Mitch Abood".

Senator Mitch Abood

Uwe L. Gross
14400 Prator St.
Anchorage, Alaska 99516

March 4, 1986

Mitch Abood
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Senator Abood:

I am writing as regards HB 186 that proposes to extend the Potter Marsh Refuge in Anchorage all the way to Point Waranzof. Please be advised that this legislation should be soundly defeated unless it clearly stipulates that: status of duck hunting in the area as well as the on going operation rifle range are clearly and absolutely exempted from any "management plan process".

Unless language can be included in the proposed legislation that will guarantee these and other valid existing activities, it should be defeated.

Your support in this regard is appreciated.

Sincerely,


Uwe L. Gross

K record
AME
M

STATE OF ALASKA

BILL SHEFFIELD, GOVERNOR

DEPARTMENT OF FISH AND GAME

OFFICE OF THE COMMISSIONER

P.O. BOX 3-2000
JUNEAU, ALASKA 99802
PHONE: 907 / 465-4100

March 20, 1986

MAR 20 1986

The Honorable Edna DeVries
Chair, Senate Community and
Regional Affairs Committee
Alaska State Legislature
P. O. Box V
Juneau, AK 99811

Dear Senator DeVries:

I am writing to urge your support for HB 186, an act creating the Anchorage Coastal Wildlife Refuge. The Department of Fish and Game strongly endorses this legislation. The bill is also supported by residents in the area and the Municipality of Anchorage. The legislation would expand the refuge by adding adjacent state land. I understand that you have some questions about mental health lands in the refuge. As Commissioner Wunnicke has indicated, the only mental health lands included in the proposal are already a part of the Potter Point State Game Refuge. I do not believe that these lands will be an impediment to adding land to the existing refuge and redesignating the area as the Anchorage Coastal Wildlife Refuge.

I am also informed that you also requested a fiscal note for CSHB 186. The enclosed note indicates the personal services and support costs associated with employing one biologist to ensure that a refuge management plan is completed within the required one-year period after the bill's enactment into law. It should be understood that the funding indicated in the fiscal note is not an addition to the Governor's FY 87 budget request for this department. The position is already reflected in the Title 16 implementation project of the Governor's request for the Habitat Division. This position would allow us to complete at least one more refuge management plan than we would otherwise be able to complete. Our next priority for such a management plan is the refuge immediately south and west of Anchorage, whether it is legislatively redesignated as the Anchorage Coastal Wildlife Refuge or remains the Potter Point State Game Refuge.

The Honorable
Edna DeVries

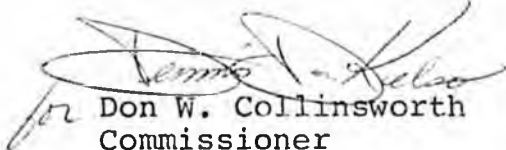
-2-

March 20, 1986

A department representative will be available at your committee hearing to answer any questions you might have. I encourage your committee's support of CSHB 186. Establishment of the Anchorage Coastal Wildlife Refuge would protect important waterfowl and shorebird habitat in the Anchorage area. The legislation would greatly enhance the existing Potter Point State Game Refuge and has been actively endorsed by the Potter Marsh Task Force and the Municipality of Anchorage.

The management planning process called for in the bill would provide an excellent opportunity to review resource information and public interest in an open forum. It also would provide for a comprehensive examination of refuge values to determine the best way of fulfilling the purposes for which the refuge is established.

Sincerely,


for Don W. Collinsworth
Commissioner

Enclosure

cc: Representative Mike Szymanski
Commissioner Wunnicke, ADNR

Anchorage, Alaska
March 17, 1986

MAR 19 1986

Ms. Edna DeDries.

Am writing to you about H B 186. I want this bill to go into the waste basket. I live about 200 yards from the bluff on Kavik St. and have for about 14 years and know that is not the best duck hunting but it is all I have available. For one or another reason I feel this is the only place I am able to try and shoot a duck. I am retired and would hate to think I will lose my few hours of duck hunting, successful or not.

I don't believe the noise of the gun fire is the problem. One airplane, I repeat just one airplane taking off from Campbell Lake at 5:00 A.M. any morning in fishing season will disturb far more people then all the shots fired by all the hunters combined. I also believe the number of people who would be in that area taking pictures at that time of year would be very small. They would have from Spring until hunting season to do their thing, that should be enough. The vast amount of land we have in this state where a person can't do this or can't do that is far to much and the acreage is probaly unknown.

The last of my thoughts is this the enjoyment we few duck hunters get is just the same as the people who fish Jewel Lake and the other planted lakes in Anchorage. We know we are not going to get many ducks or catch very many fish but it gives us a chance to enjoy a few hours of hunting or fishing.

Please dump this bill.

Sincerely,

Jack J. Fidler

Jack J. Fidler
9411 Kavik St.

Anchorage, Alaska 99515

C

JAMES B. GOTTSTEIN
ATTORNEY AT LAW
406 G STREET, SUITE 206
ANCHORAGE, ALASKA 99501
(907) 274-7888

MAR 21 1986

March 17, 1986

The Honorable Mike Szymanski
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Re: Senate CS for HB 186 (C&RA)

Dear Representative ^{Mike} Szymanski:

You have asked that I write you regarding the position of the Alaska Mental Health Association et al, Intervening Plaintiffs in the Mental Health Lands lawsuit (Weiss v. State), regarding the above referenced bill.

I must first note that Mr. David T. Walker is also participating in the Mental Health Lands lawsuit as the attorney for the original Plaintiffs. Thus, you will probably want his reaction for the record as well.

Our understanding is that the bill does not add any Mental Health Lands that are not already included in the Potter Point State Game Refuge (AS 16.20.030(b)). Of course, the bill repeals the Potter Point State Game Refuge and enacts the new Anchorage Coastal Wildlife Refuge. Thus, technically, the bill does designate Mental Health Lands.

Notwithstanding this, we do not have any objections to the passage of the bill, because without the passage of the bill, the same Mental Health Lands are still in the Potter Point Refuge. In both circumstances, the Mental Health Lands are either (1) inholdings in the Refuge, or (2) must be paid for, either by (a) an appropriate land exchange (See my March 5, 1986 letter to Senator DeVries on an amendment to HB 312, including attachments), or (b) cash.

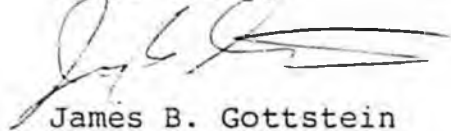
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passing HB 128 or its functional equivalent. It is imperative that a legitimate process be established for (1) managing Mental Health Lands by a proper trustee and pursuant to proper trust management principles, and (2) performing the accounting that is due the trust. If the legislature fails to address these issues responsibly during this session, the court will. If this happens, the flexibility the Legislature might now have will be largely foreclosed.

I hope this has been helpful to you.

Yours truly,



James B. Gottstein

JBG:ls

cc: Senator DeVries
David Walker
G. Thomas Koester
Charles Evans



MAR 14 1986

NATIONAL RIFLE ASSOCIATION OF AMERICA
INCORPORATED 1871

1600 RHODE ISLAND AVENUE, N.W.
WASHINGTON, D.C. 20036

RUPE ANDREWS
FIELD REPRESENTATIVE
ALASKA

9416 LONGRUN DRIVE
JUNEAU AK 99801
907/789-7422

March 14, 1986

Senator Edna DeVries
427-Capitol
Alaska State Legislature
Pouch V (MS 3100)
Juneau, AK 99811

Dear Senator DeVries:

Other professional committments will prevent me from personally testifying before your committee on Senate CS for CS for House Bill 186, "An Act Creating the Anchorage Coastal Wildlife Refuge".

Section 16.20.031 (d), clearly states that any management plan adopted by ADF&G may not restrict the area where the present Rabbit Creek Range is located, and further, this section describes said rifle range boundaries. This section protects in perpetuity the shooting facilities.

From the perspective of the National Rifle Association, we support HB 186 in the above version and urge its' approval and adoption by your committee and adoption by the Alaska Senate.

Thank you for letting me take this means to comment.

Sincerely,

Rupe Andrews, Alaska Field Representative

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

BILL SHEFFIELD, GOVERNOR

POUCH M
JUNEAU, ALASKA 99811
PHONE: 907-465-2462

March 14, 1986

MAR 14 1986

The Honorable Edna DeVries
Alaska State Legislature
P.O. Box V
Juneau, Alaska 99811

Dear Senator DeVries:

Thank you for writing to express your committee's concern regarding inclusion of mental health lands within any new legislative land designations such as HB 186, which would create the Anchorage Coastal State Wildlife Refuge. This measure would enlarge the existing Potter Point State Game Refuge created in 1971.

CSHB 186 (Res) will not place any mental health lands into refuge status which are not already within the Potter Point Refuge. As delimited on the enclosed map, Potter Point State Game Refuge currently contains approximately 516 acres of mental health land.

This department, through the Department of Law, will be seeking Superior Court clarification of the status of lands previously placed into parks, refuges, and other management categories which severely restrict their revenue generation capability. Based on Supreme Court rulings in Weiss v. Alaska and State v. University of Alaska, the Department of Law advises that mental health lands currently within parks and refuges may constitute a use of the trust land for which adequate monetary compensation is due the mental health trust. However, since HB 186 does not place any additional mental health acreage in state game refuge status, whatever liability the state may owe the trust has already accrued by virtue of the previous inclusion of mental health land in the Potter Point Refuge.

Please let me know if I might provide further information.

Sincerely,

Esther C. Wunnicke

f Esther C. Wunnicke
Commissioner

Enclosure

cc: The Honorable Mike Szymanski

TYONEK (A-1) QUADRANGLE

ALASKA

1:63 360 SERIES (TOPOGRAPHIC)

ANCHORAGE B-8

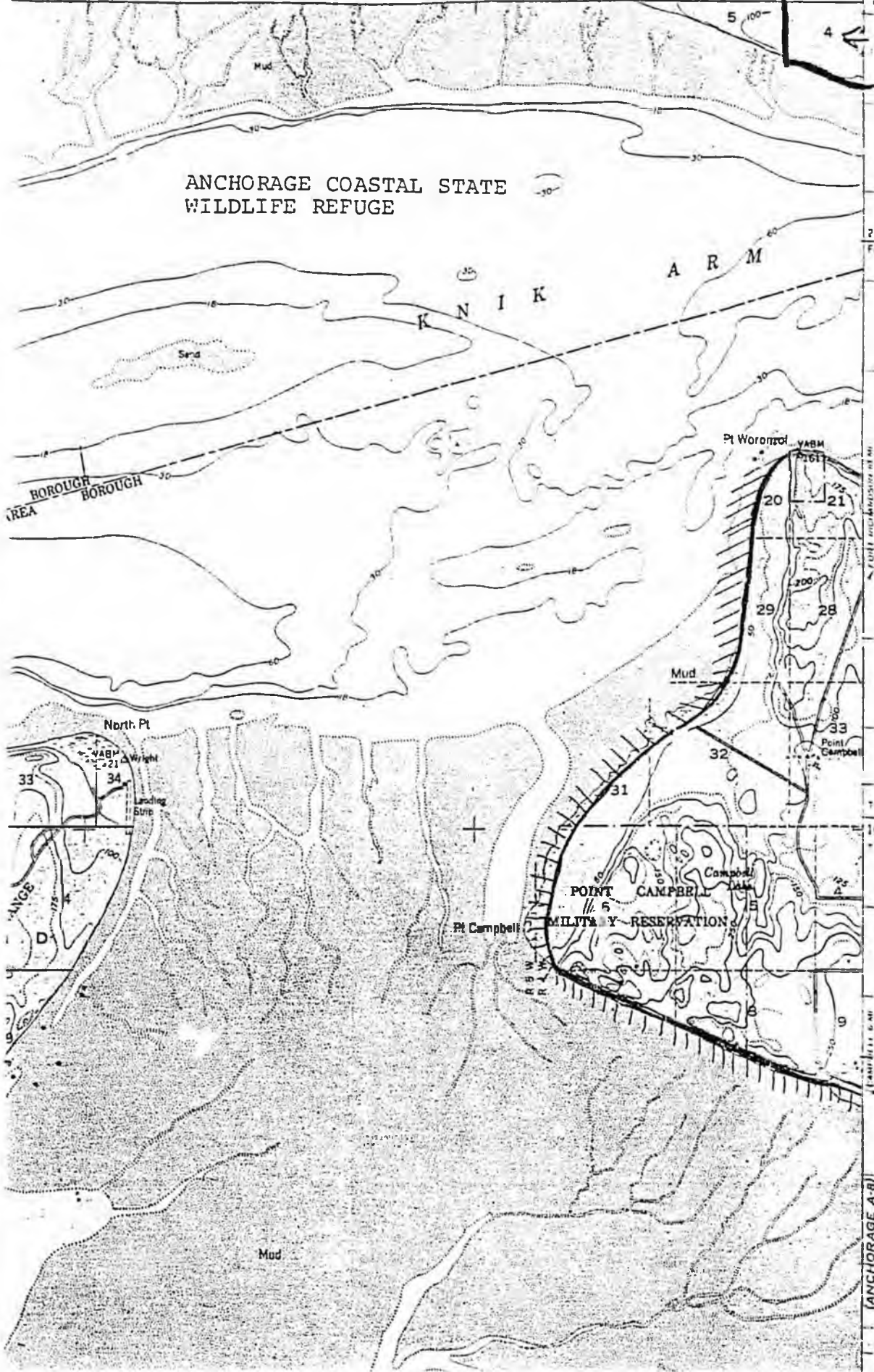
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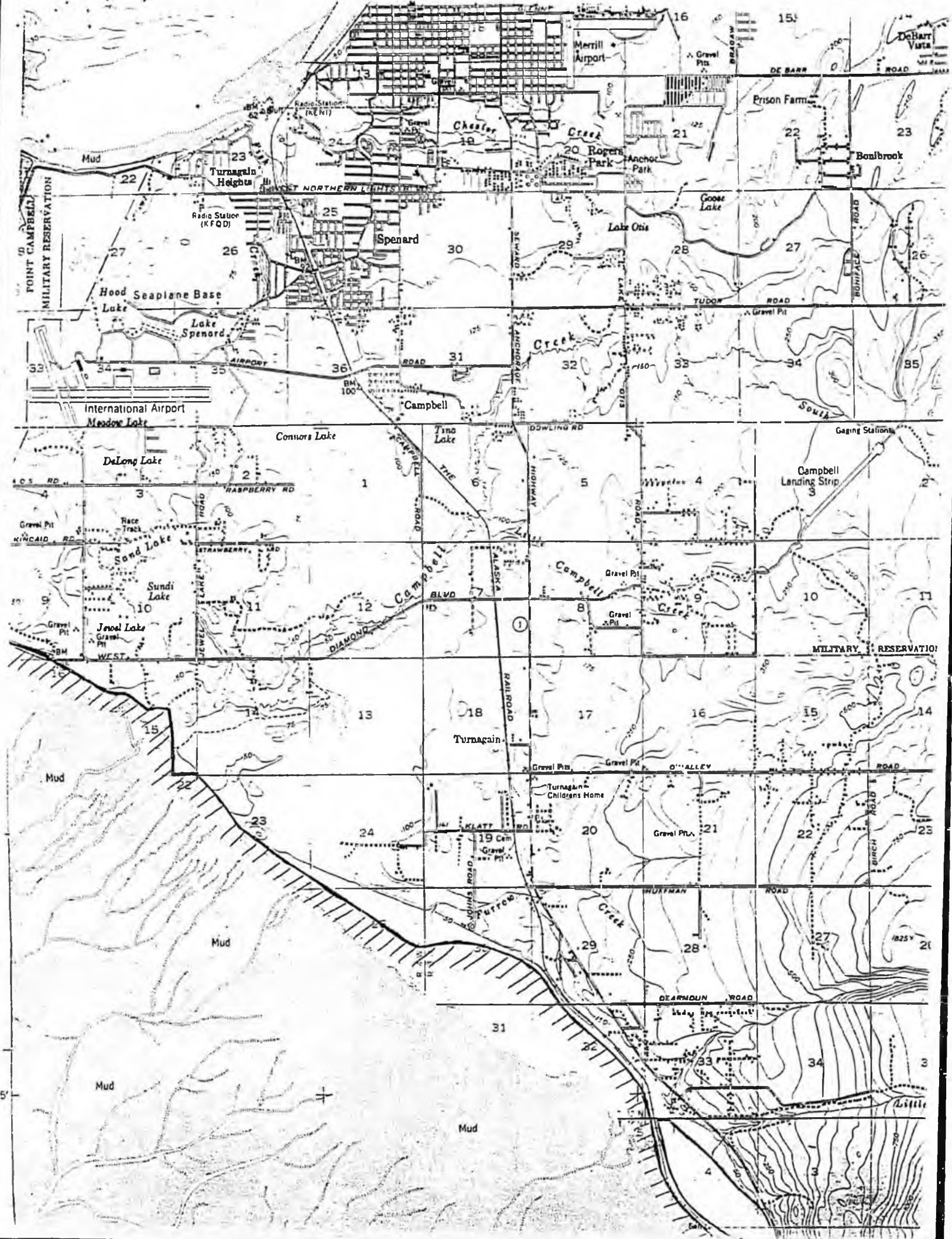
ANCHORAGE COASTAL STATE WILDLIFE REFUGE

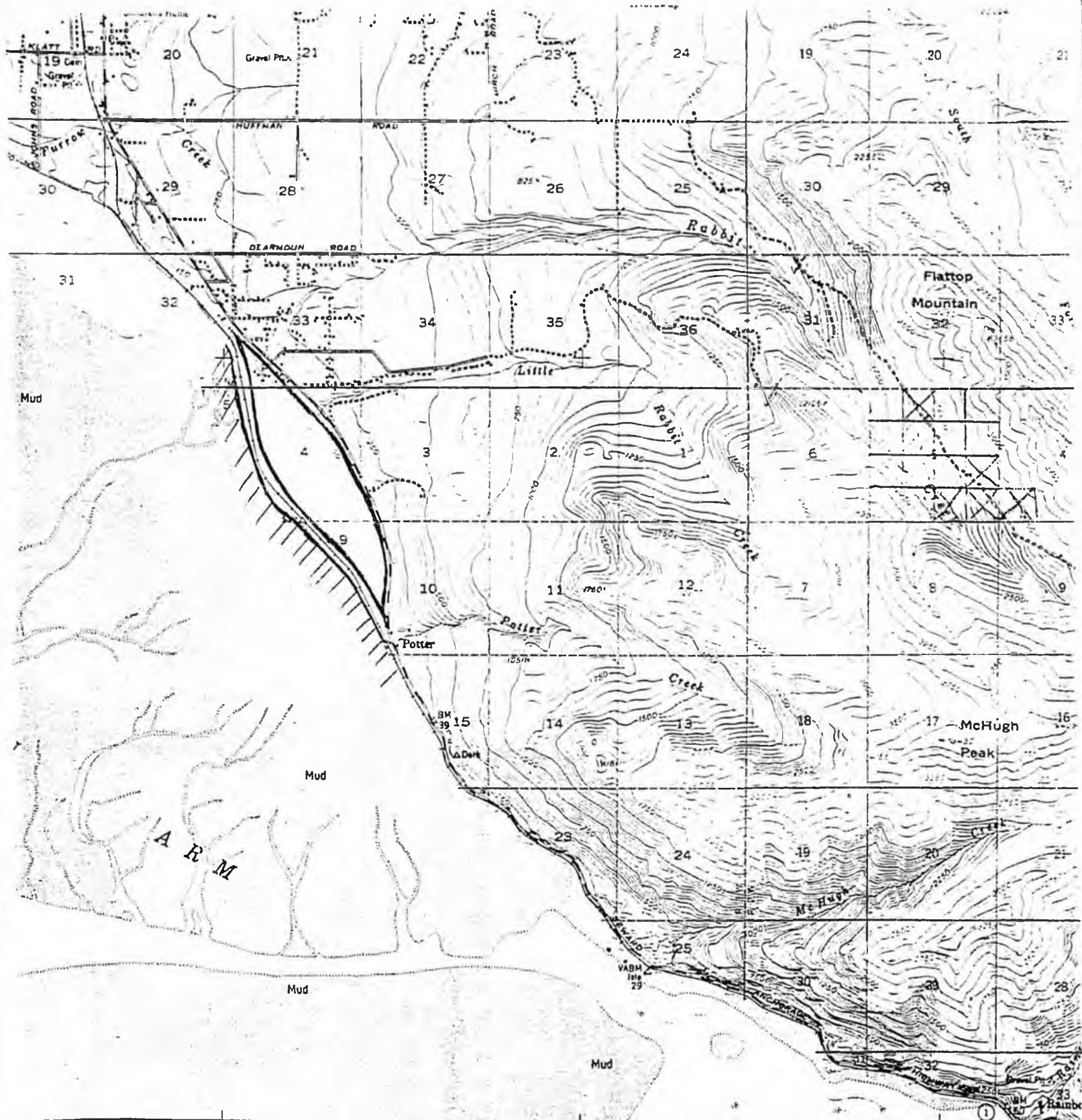
Key

Blue line is Refuge Bdy.

Red blocks are M.H. Land.

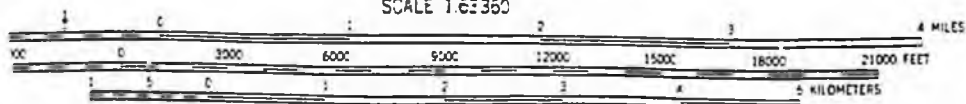






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SCALE 1:63360



ROAD CLASSIFICATION

Medium-duty ——— Light-duty ———
 Unimproved dirt
 State Route ○

CONTOUR INTERVAL 50 FEET
 DOTTED LINES REPRESENT 25 FOOT CONTOURS
 DATUM IS MEAN SEA LEVEL
 DEPTH CURVES IN FEET DATUM IS MEAN LOWER LOW WATER
 SHORELINE SHOWN REPRESENTS THE APPROXIMATE LINE OF MEAN HIGH WATER
 THE AVERAGE RANGE OF TIDE IS APPROXIMATELY 27 FEET



QUADRANGLE LOCATION

ANCHORAGE (A-8), ALA
 N6100-W14937.5/15X22.5

FOR SALE BY U. S. GEOLOGICAL SURVEY
 FAIRBANKS, ALASKA 99701. DENVER, COLORADO 80225 OR WASHINGTON, D. C. 20242
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

1952
 MINOR REVISIONS 1963
 ALASKA #808



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman
Members:
Senator Ferguson, Vice Chairman
Senator Coghill
Senator Sturgulewski
Senator V. Fischer

Pouch V
Juneau, Alaska 99811

March 13, 1986

To: Esther Wunnicke, Commissioner
Department of Natural Resources

From: Senator Edna DeVries, Chair
Senate Community & Regional Affairs

Re: Legislation creating the Anchorage Coastal Wildlife Refuge
(CSHB 186 [Res])

The State Senate is making every effort to balance the current State budget, as well as plan ahead for the major revenue shortfall the State will experience in FY 1987.

In this regard a decision has been made that no Mental Health Lands will be included in any new land withdrawals or land classifications/reclassifications.

My committee is scheduled to hear Hb 186 on Tuesday, March 18. Will you please ascertain the status and classification of lands encompassed within the boundaries of the Anchorage Coastal Wildlife Refuge. If there are no Mental Health lands within the area, I would like a letter so stating. If a letter confirming the absence of Mental Health Lands within the Refuge is received by Monday, March 17, I will hear the bill as scheduled; otherwise, it will be necessary to revise the boundaries of the Refuge to exclude any lands classified "Mental Health".

cc: Representative Mike Szymanski

March 7, 1986
PO Box 2176
Palmer, Alaska

Senator Edna DeVries
Community and Regional Affairs
Box V
Juneau, Alaska

Dear Senator DeVries,

Please allow HF 186, the Anchorage Coastal Wildlife Refuge bill, to be heard in the Senate. As I understand it, the bill will eliminate much of the uncertainty of the land status of this area of South Anchorage. Such clarification is good for both conservation and development in the long run.

I was disappointed to read Tom Fink's recent column criticizing the bill. Many people, including myself, see the need of areas classified for resource conservation and outdoor uses and areas where building development should be encouraged. We seek a balanced mix of uses without excluding one or the other from a region. I would hope to see such moderate view from Tom Fink as well. Hopefully, he would admit that not every acre of land in the Municipality is best used for commercial and residential construction, but that some areas are better than others. It is sad that the bill has become a philosophical football. It is better, I think, to regard it on its immediate merits, and ask whether the Wildlife Refuge as proposed is of net benefit to the people that use the place.

Sincerely,

Mike Leonso

March 5, 1986
P.O.Box 174
Girdwood, AK 99587

MAR 10 1986

Honorable Edna B. DeVries
Alaska State Senate
Pouch V
Juneau, AK 99811

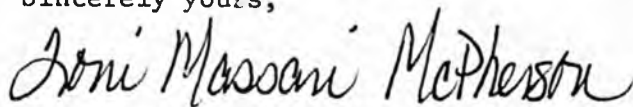
Dear Senator DeVries:

The purpose of this letter is twofold. First, as a constituent of yours, I would like to urge you to pass House Bill 186 out of the Community and Regional Affairs Committee which you chair. I feel this important bill should be passed as soon as possible so that Anchorage can be assured its good management and so the people and the wildlife know the entire marsh is protected. Every day that I drive to town, I enjoy the Marsh and its reflection of the seasons. Of special interest is the chance to see the birds in all their stages. I urge you to pass the H.B. 186 out of conference with your support, and help extend a beautiful gift to Anchorage citizens.

The second reason for this letter is to ask you to put me on your mailing list for information. As the editor of the Oklotak, the Audubon newsletter for the Anchorage chapter, I am trying to stay in touch with people at all levels of government, so that I can pass on balanced information to our over 1,600 members. I would especially appreciate your sending information about bills that directly concern Audubon members. The deadline for the newsletter is the last day of the month preceding that issue's publication, so if the material is dated, I urge you to get it to me, so that it will be sure and make the proper edition.

I look forward to hearing from you.

Sincerely yours,



Toni Massari McPherson

cc: Charles Evans

ALASKA MINERS ASSOCIATION, INC.
509 West 3rd Avenue, Suite #17
Anchorage, Alaska 99501

MAR 10 1986

March 5, 1986

Senator Edna DeVries
Alaska State Legislature
Pouch V (MS 3100)
Juneau, Alaska 99811

Re: CS for CS for HB 186

Dear Senator DeVries:

Enclosed is our POM sent last year to all legislators regarding the Anchorage Coastal Wildlife Refuge. Our committee still feels the same. Tom Fink had a good column in the "Times" on the issue also.


The Alaska Miners Association is particularly concerned about the multiplicity of overlapping management plans--one of the major issues we presented at our convention session. On this particular issue, we understand the need to determine the Potter Refuge boundary, but we see no need to expand the area at all. Any coastline area is so fully protected by coastal zone management now that marine parks, coastal refuges, and critical habitat areas all seem to be real overkill.

To bring the management plan before the legislature will help to keep an eye on it, but then all legislators would need to be educated on the type of wording that is used in these plans that appears to allow something such as a transportation corridor, but only if it is found to be compatible with the primary use.

To be practical, the Miners Association decided this bill would probably pass in some form and felt that we needed to save our strongest efforts on more direct mining issues. Therefore, we would suggest an amendment to protect existing rights including prospecting applications for extraction of sand or gravel--preferably by retracting the boundary line.

Thank you for asking for AMA opinion.

Sincerely,


Jenny Hawley
State Oversight Committee

JH/skg

Enclosure

TO: ALL MEMBERS

FROM: STATE OVERSIGHT COMMITTEE (ANCHORAGE BRANCH)

DATE: 3/14/85

RE: HOUSE BILL 186, CREATING THE ANCHORAGE COASTAL WILDLIFE REFUGE

This bill appears totally redundant in that Potter Marsh is already thoroughly protected, and any important habitat areas are completely protected by the Anchorage Coastal Zone Management Plan and Areas Meriting Special Attention (AMSAS).

We strongly oppose the proliferation of new management areas that are already protected for the values of concern under existing authority.

The development of a management plan for each new area, system or refuge created costs in the neighborhood of a million dollars for planning, public hearings, and mounds of paperwork. If the legislature is looking for good fiscal policy they will discontinue legislatively mandating new management areas where protection is fully adequate.

Uwe L. Gross
14400 Prator St.
Anchorage, Alaska 99516

March 4, 1986

Jan Faiks
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Senator Faiks:

I am writing as regards HB 186 that proposes to extend the Potter Marsh Refuge in Anchorage all the way to Point Waranzof. Please be advised that this legislation should be soundly defeated unless it clearly stipulates that: status of duck hunting in the area as well as the on going operation rifle range are clearly and absolutely exempted from any "management plan process".

Unless language can be included in the proposed legislation that will guarantee these and other valid existing activities, it should be defeated.

Your support in this regard is appreciated.

Sincerely,


Uwe L. Gross

Uwe L. Gross
14400 Prator St.
Anchorage, Alaska 99516

March 4, 1986

Rick Uehling
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Representative Uehling:

I am writing as regards HB 186 that proposes to extend the Potter Marsh Refuge in Anchorage all the way to Point Waranzof. Please be advised that this legislation should be soundly defeated unless it clearly stipulates that: status of duck hunting in the area as well as the on going operation rifle range are clearly and absolutely exempted from any "management plan process".

Unless language can be included in the proposed legislation that will guarantee these and other valid existing activities, it should be defeated.

Your support in this regard is appreciated.

Sincerely,



Uwe L. Gross

MAR 5 1986

March 1, 1986

Senator Edna DeVries
Alaska State Legislature
Box V
Juneau, AK 99811

Dear Senator DeVries

Please help pass HB 186 on Patten's
Marsh out of your committee as
soon as possible. It is an important
recreational as well as ecological
resource to the Anchorage bowl
and needs our protection.

I can remember taking my daughter
out there at dawn in the spring to
see the birds return. What a wonderful
way to start the day!

Between heavy use from sight
seers, the highway and encroaching
development, I'm worried about the
Marsh's future. I hope it will
be there still for my grandchildren
some day.

Thank you.

Judy Monroe

Municipality
of
Anchorage



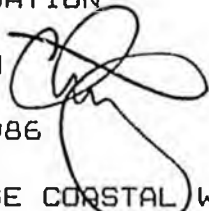
P.O. BOX 6-650
ANCHORAGE, ALASKA 99502-0650
(907) 264-4960

TONY KNOWLES,
MAYOR

MAR 3 RECD

INTERGOVERNMENTAL AFFAIRS

MEMORANDUM

TO: ANCHORAGE DELEGATION
FROM: CHIP DENNERLEIN 
DATE: FEBRUARY 28, 1986
RE: HB 186 ANCHORAGE COASTAL WILDLIFE REFUGE

Attached is a copy of a February 25, 1986 Assembly resolution calling for passage of HB 186, creating the Anchorage Coastal Wildlife Refuge. The bill currently resides in Senate C&RA, and has been there for some time. As you may recall, the Anchorage Assembly passed a resolution in support of the Anchorage Coastal Wildlife Refuge bill last year. This new resolution is not meant to be a duplicate. Rather, the Assembly wishes to re-emphasize its support for HB 186 and express their concern that the bill has not moved. I have been asked to distribute this resolution and request your assistance in moving the bill through to final passage. Thank you.

Submitted by: Assemblymen
Brockway and Evans
Prepared by: Assemblyman
Brockway
For reading: February 25, 1986

ANCHORAGE, ALASKA

AR NO. 86-32

A RESOLUTION RECOMMENDING ENACTMENT OF LEGISLATION CREATING THE
ANCHORAGE COASTAL WILDLIFE REFUGE

WHEREAS, a bill creating the Anchorage Coastal Wildlife Refuge has been introduced in the Alaska Legislature; and

WHEREAS, the Rabbit Creek Community Council and other community groups have endorsed its enactment; and

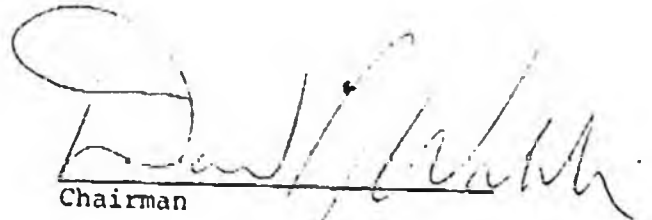
WHEREAS, the Anchorage Assembly has previously passed and approved AR 85-42 in February, 1985 supporting creation of the refuge; and

WHEREAS, Potter Marsh and related coastal areas constitute one of Anchorage's most significant resources for visitors and residents alike; and

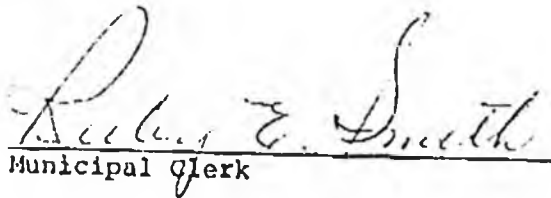
WHEREAS, the intent of the creation of the Anchorage Coastal Wildlife Refuge is to further protect and better manage south Anchorage coastal resources without disruption of established traditional and multiple uses.

NOW, THEREFORE, BE IT RESOLVED, the Anchorage Assembly reaffirms its support for creation of the Anchorage Coastal Wildlife Refuge and urges the passage of enabling legislation.

PASSED AND APPROVED by the Anchorage Municipal Assembly the
25th day of February, 1986.


Chairman

ATTEST:


Municipal Clerk



February 28,

3322 West 79th
Anchorage, Alaska 99502

Dear Senator De Vries

Have you ever been to Potter
Marsh in the summer & seen the
crowds of people enjoying the
wildlife? If you had, you
might be a little more
sympathetic to bill (H B 186).

Urban Anchorage is
not a particularly pleasant
place for those who cannot
get out & enjoy the parks.

Urban people need urban
parks. Yes, we have hundreds
of acres in state parks but
there is a big difference
between these two categories.

Please get the bill out of
your committee & on the
floor.

Sincerely

Aruba Darnell

ALASKA WATERFOWL ASSOCIATION

3105A LAKESHORE DRIVE, SUITE 102
ANCHORAGE, ALASKA 99503
TEL. (907) 243-3235

MAR 5 1986

February 27, 1986

Senator Edna B. DeVries
Alaska State Senator
Pouch V
Juneau, Alaska 99811

RE: H.B. 186

Dear Senator DeVries:

I am in receipt of a letter from Dave Kline of the Anchorage Chapter of the National Audobon Society dated February 10, 1986. I attach a copy of page 2 of his letter. We are in substantial disagreement with Mr. Kline. Here are our reasons:

1. Along with others our organization helped establish the Potter Point State Wildlife Refuge.
2. All involved recognized one of the traditional uses for the refuge was waterfowl hunting from September 1 to about October 26 of each year.
3. It is the only duck hunting area close to Anchorage. Many people who can't afford to fly somewhere use these flats.
4. Most of the area is not near houses and shotguns have limited range.
5. Hunting on refuges throughout the United States is the most common usage. Mr. Kline confuses refuge and sanctuary. Some of the refuges where hunting is the chief or one of chief uses are: Susitna Flats Wildlife Refuge, Palmer Hay Flats Wildlife Refuge, Trading Bay Wildlife Refuge, Mandenhall Flats Wildlife Refuge, Kenai National Wildlife Refuge (Moose), Kodiak National Wildlife Refuge (bear, deer), and Yukon Delta National Wildlife Refuge (ducks, geese, etc.).
6. If there is a health hazard we should have ADF & G report on it. I first hunted the area in 1963 and have hunted it on and off for 23 years. I have never during hunting season seen anyone out there except other duck hunters or game agents. Obviously other people have little or no interest in the area at that time of year.

February 27, 1986
Senator Edna B. DeVries
Page 2

You may note the sanctuary is the area east of the
railroad tracks on Potter Flats.

Very truly yours,



John W. Hendrickson
President

cc: Senator Halford
Senator Rodey

JWH:kpf

MAR 4 1986

February 26, 1986

Senator Edna DeVries
Chair, Community & Regional Affairs
Alaska State Legislature
Box V
Juneau, AK 99811

Dear Sen. DeVries:

I am writing in support of HB 186 - The Potter Marsh Bill. It is far past the time when Anchorage should be protecting this unique and valuable natural resource. I am a member of Anchorage Audubon and through this organization as well as my own personal outings, I take advantage of Potter Marsh all year round. This bill would ensure that this tiny spot of "wilderness" amidst urban Anchorage would be properly managed for future generations of Anchorage citizens as well as other Alaskans and visitors to the State.

Please hurry the movement of this bill through your committee and vote YES!

Sincerely,



Marty Jordan
200 W. 34th Ave. #857
Anchorage, AK 99503

cc: Charles Evans, Pres.
Anchorage Audubon Society
PO Box 101161
Anchorage, AK 99510

MAR 20 1986


120 W. 11th Avenue
Anchorage, AK 99501
February 25, 1986

Senator Edna DeVries
Alaska State Legislature
Box V
Juneau, AK 99811

Dear Sen. DeVries:

I am writing to register my support for passage of the Potter Marsh Bill (HB 186), and ask that you pass the bill out of your committee for action.

The marsh serves very valuable purposes for wildlife, local residents and tourists. A firm definition of boundaries and management responsibilities can only benefit us all.



Ruth E. Moulton

Dear Senator DeVries

2/25/86

I support the Potter Marsh Bill
(House Bill 186). I urge you
to pass this bill out of your
committee (Community + Regional Affairs)

Thank you

ROBERT W. BUNDTZEN, M.D.
3345 SEASIDE CIRCLE
ANCHORAGE, ALASKA 99516

Robert W. Bundtzen MD



Warden & Associates

9201 Shorecrest Drive • Anchorage, Alaska 99502 • (907) 243-1667

February 25, 1986

Senator Edna DeVries, Chairman
Community & Regional Affairs Committee
Alaska State Legislature
Box V
Juneau, Alaska 99811

Dear Honorable DeVries:

This letter is to support the passage of House Bill 186 presently before your committee. As you are well aware the bill will more clearly define the boundaries of Potter Marsh as well as mandate the development of a management plan for the area.

For the past five years I have worked with a broad range of individuals who support this bill. Agency officials, local developers and special interest groups alike recognize the importance of passage of this bill. I personally spend up to two hundred hours per year at the marsh as a wildlife photographer. The proposed bill is the outgrowth of discussions conducted over several years regarding all participating parties.

I would encourage you to demonstrate your legislative leadership in passing out the bill from committee to the full house. Thank you for your consideration on this matter and please feel free to contact me if the need arises. Your support is needed and will be appreciated.

Sincerely,

John Warden



ANCHORAGE
Audubon Society, Inc.
A CHAPTER OF THE NATIONAL AUDUBON SOCIETY

February 10, 1986

FEB 18 REC'D

Post Office Box 101161
Anchorage, Alaska
99510

Honorable Edna B. DeVries
Alaska State Senator
Pouch V
Juneau, Alaska 99811

Dear Senator DeVries:

This letter is to follow up my discussions with you Friday, February 7th, 1986, in regard to House Bill 186. As you know, I am President of the Anchorage Audubon Society, Inc. a non-profit corporation having more than 1600 members. As you also know, our chapter and its members are vitally interested in the prompt passage of House Bill 186 which has been referred to your Senate Community and Regional Affairs Committee. I understand that your committee has held one hearing this year on this bill already.

Our discussions covered several concerns you have with the bill as written. First, you indicated a concern over the lack of any legislative oversight of the management plans, which will be developed by the Department of Fish and Game. Second, you expressed a concern that current uses of the Potter Marsh Refuge, more specifically, the rifle range, may not receive adequate consideration in the development of any management plan.

As to your first concern, the Anchorage Audubon Society generally believes it is best to leave the development of management plans to the professionals in the Department of Fish and Game so long as the process which develops the plan assures wide public input in the decisional process. It is also my understanding that as an alternative to the proposed committee substitute requiring the initial management plan to be submitted to the legislature for approval, the Department of Law has suggested that the initial management plan be submitted to the Legislature and after a period of 30 days would take effect unless the legislature affirmatively passes an act invalidating the mana-

gement plan. Although this alternative is not the Chapter's first preference as a model for development of management plans, it is a concept which we would support in order to see HB 186 move forward promptly.

As to your second concern, I know of no one who intends the passage of HB 186 to result in the closure of the rifle range and loss of its attendant previous investment. Nevertheless, I believe your concern about historic uses can be accommodated by appropriate language as to any legislative intent. On the other hand, there may be some historic uses of the refuge lands which will be inappropriate as South Anchorage continues to develop. Specifically, I have in mind the current use of the refuge lands west of the railroad tracks for water fowl hunting. Such a continued use seems obviously incongruent with the purpose of a wildlife refuge. Additionally, it may be hazardous to human health and safety as South Anchorage continues to develop.

At the conclusion of our discussions, you indicated you would again schedule HB 186 for hearing and passage out of your committee in the latter part of this month after the committee has an opportunity to take up local boundary issues. Please keep me informed as to the date of the next hearing on HB 186. I am prepared to work with your legislative aid, Yvonne Alford, prior to that hearing to make sure that a consensus is developed by all interested parties so that HB 186 can move forward in an expeditious fashion.

Please have Ms. Alford contact me at her convenience at 278-4691.

If necessary, I will be happy to attend the hearing to testify on behalf of passage of the bill.


Finally, it is important to review some of the reasons HB 186 should pass promptly. As you may know, this bill received its impetus from the Potters Marsh Task Force, a consortium of State and federal agencies, profit and non-profit groups interested in conservation and development interests. Potters Marsh is one of the most accessible and outstanding non-game recreational and education opportunities which serves not only your South Anchorage constituency but the entire Anchorage bowl. Potters Marsh receives in excess of 200,000 visits from tourists and residents each year. With the development this year of the Potters Section House historic site, expanded use of the Marsh by tourists and residents is an accomplished fact. For these reasons it is imperative from the point of view of the Anchorage Audubon Society that HB 186 pass promptly in order that long range development plans may be imple-

mented. Only in this way will the full potential of Potters Marsh as a recreation and educational facility be developed while, at the same time, maximizing the protection of its ecosystem so that future residents and visitors may continue to enjoy its outstanding benefits. As an example of unparalleled opportunities provided by Potters Marsh, keep in mind that the marsh is used each spring by significant numbers of trumpeter swans. These magnificent birds are making a comeback from the endangered species list. Each spring, the marsh is a haven, feeding ground and a staging area for the swans northern migration to points west of Anchorage. Most school children of our country will never see a trumpeter swan during their lifetime. Yet, here in Anchorage, the marsh provides a natural habitat where they may be observed by all without appreciable danger. This is the kind of opportunity passage of HB 186 will guarantee for the future of Anchorage, the State and your constituency.

We have all worked long and hard in refining the rather simple provisions of HB 186 in order that it may be acceptable to you. It is now time to make any final necessary adjustments and pass the bill. I look forward to working with you, your staff and other legislators in assuring prompt passage. If you have any other questions, I will be happy to discuss them with you. Thank you for your consideration.

Very truly yours,

ANCHORAGE AUDUBON SOCIETY, INC.

By: 
Charles G. Evans, President

CGE/pjt

cc: Sen. Frank Ferguson
Sen. Jack Coghill
Sen. Vic Fisher
Sen. Arlis Sturgalewski
Sen. Jan Faikes
Representative Mike Symanski
Mayor Tony Knowles
Greg Jones
Dave Cline, National Audubon Society
Toni McPherson, Okiotak Editor



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members

Senator Ferguson, Vice Chairman

Senator Coghill

Senator Sturgulewski

Senator V. Fischer

Pouch V

Juneau, Alaska 99811

January 30, 1986

C&RA Committee Meeting

CSHB 186 RES - An Act creating the Anchorage Coastal Wildlife Refuge

Sponsor: Rep Szymanski

Co-Sponsor: Rep Clocksin

The Committee heard the Senate companion bill--SB 19--on January 29, 1985; and passed it out of committee on February 26.

The bill establishes the Anchorage Coastal Wildlife Refuge to be managed as a refuge for the protection of waterfowl, shorebirds, salmon, and other fish and wildlife species and their habitat and for the use and enjoyment of the people.

The geographical area of the Refuge is legally described.

Fish and Game and Dept of Natural Resources exercise authority within the Refuge consistent with a management plan that is to be prepared by the Dept of Fish and Game.

The management plan must assure surface access to Fire Island and recommend a corridor for constructed access and utilities between Fire Island and the Anchorage mainland.

Certain Municipality of Anchorage land is to be included within the Refuge and such land is to be managed by agreement between F&G and the MOA.

The State or the MOA may not acquire privately owned land within the Refuge by eminent domain; however such land may be acquired by purchase/exchange.

Land and water within the Refuge is closed to mineral entry under AS 38.05.185 and 38.05.275. -- The management plan for the Refuge is to be completed within one year of the effective date of the Act.

Attached materials relating to the bill are:

- 1) Bill history & letter of intent.
- 2) Committee reports from Senate Resources and Senate State Affairs.
- 3) Letters from Rep Szymanski; Municipality of Anchorage; and Alaska Waterfowl Association
- 4) Map

Bill History

HB 186

CSHB 186 RES

AN ACT CREATING THE ANCHORAGE COASTAL WILDLIFE REFUGE.

PRIME SPONSOR: SZYMANSKI

CO-SPONSORS: CLOCKSIN

CURRENT STATUS: (S) C&RA

DATE	PAGE	ACTION
02/11/85 (H)	324	READ THE FIRST TIME - REFERRAL(S)
03/08/85 (H)	540	RES RPT CS SDP 2NR
03/08/85 (H)	540	ZERO FISCAL NOTE
03/22/85 (H)	662	FIN RPT C (RES) 7DP 4NR
04/10/85 (H)		RLS TO CALENDAR
04/10/85 (H)	870	READ THE SECOND TIME
04/10/85 (H)	870	CS (RES) ADOPTED UNAN CONSENT
04/10/85 (H)	870	ADVANCED TO THIRD READING UNAN CONSENT
04/10/85 (H)	870	READ THE THIRD TIME
04/10/85 (H)	870	PASSED Y40 N-
04/10/85 (H)	870	HOUSE LETTER OF INTENT ADOPTED Y36 N4
04/10/85 (H)	876	TRANSMITTED TO (S)
04/11/85 (S)	762	READ THE FIRST TIME - REFERRAL(S)
04/12/85 (S)	785	C&RA REFERRAL ADDED
04/25/85 (S)	922	SA RPT 4DP
05/02/85 (S)	1013	RES RPT SDP IDNP UNLESS AMENDED 2NR C&RA FINANCE RULES

April 10, 1985

HOUSE JOURNAL

871

CSHB 186(RES)

"House Letter of Intent CSHB 186(Res)

It is the intent of the Legislature that the Alaska Department of Fish and game prepare the Anchorage Coastal Wildlife Refuge management plan with recommendations for a transportation and utilities corridor between Fire Island and the Anchorage mainland. This will be done in cooperation with the Alaska Department of Natural Resources, Municipality of Anchorage, and private land owners on Fire Island."

/s/
Mike Szymanski"

Representative Pourchot objected.

Representative Pourchot moved and asked unanimous consent that he be allowed to abstain from voting due to a conflict of interest. Objection was noted, therefore Representative Pourchot was required to vote.

The question being: "Shall the House adopt the letter of intent?" The roll was taken with the following result:

CSHB 186(RES) INTENT

Yeas:	36	Adams, Binkley, Boucher, Cato, Clocksin, Collins, Cotten, Davis, Duncan, Frank, Fuller, Furnace, Goll, Gruenberg, Grussendorf, Hanley, Herrmann, Jenkins, Koponen, Larson, Marrou, Martin, Miller, M.M., Miller, M.W., Navarre, Pearce, Phillips, Pignalberi, Rieger, Ringstad, Shultz, Sund, Szymanski, Taylor, Thompson, Uehling
Nays:	4	Hurley, Pettyjohn, Pourchot, Wallis
Excused:	(
Absent:	0	

And so, the letter of intent was adopted.

CSHB 186(Res) was referred to the Chief Clerk for engrossment.

COMMITTEE REPORT

SENATE

4/25/85

FURTHER: C&RA
FINANCE

Date 5/1/85

Mr. President

The Committee on RESOURCES considered CSHB 186(Res)
creating the Anchorage Coastal Wildlife Refuge.

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

- individual*
- do pass
- do pass with attached amendment(s)
- replace with or adopt CS for _____
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

W. Fischer
Rick Halford

MEMBERS HAVING
OTHER RECOMMENDATIONS

Frank P. ... No Rec

William ...

Bettie ... Do Not
Pass unless
amended

Carl ...
Chairman

Do Pass
Chairman recommendation

COMMITTEE REPORT
SENATE

FURTHER: RESOURCES
~~FINANCE~~ C&RA
Finance

4/11/85

Date April 25, 1985

Mr. President

The Committee on STATE AFFAIRS considered CSHB 186(Res)
creating the Anchorage Coastal Wildlife Refuge.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title _____
- same title and recommends _____
- and attached a "LETTER OF INTENT" [] NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Edna de Vries

V. Fischer

Tim Kelly

[Signature]

Chairman
[Signature]

Chairman recommendation



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

Finance Committee
Oil and Gas Committee

11920 Johnn Road
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session:
Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4978/4979

May 3, 1985

To: Senator Edna DeVries, Chairman
Senate Community & Regional Affairs Committee

From: Representative Mike Szymanski

Re: Background/Intent of HB 186 - Anchorage Coastal Wildlife Refuge

In 1971 the Alaska State Legislature created Potter Point State Game Refuge (AS 16.20.030 (b)) which extends southeasterly along the coastline of Anchorage from Pt. Campbell to Potter Creek. This easily accessible, urban refuge provides excellent wildlife viewing opportunities for city residents, and it enhances the Anchorage economy through its value as a tourist attraction.

In June 1983, the Municipality of Anchorage (MOA) established the Potter Marsh Task Force to address management problems that were developing both within and around the refuge, and to subsequently make recommendations for action. This legislation is one of the task force's recommendations for improving management of the refuge, and it is supported by the MOA, Alaska Department of Fish and Game (ADF&G), Alaska Department of Natural Resources (DNR), and interested public members.

HB 186 would:

1) Rename the existing Potter Point State Game Refuge the "Anchorage Coastal Wildlife Refuge".

Section 1, AS 16.20.031 (a) would establish the Anchorage Coastal Wildlife Refuge to be managed for the protection of waterfowl, shore birds, salmon, and other fish and wildlife species, and their habitat and for the use and enjoyment of the people of the state. Section 3 repeals AS 16.20.030 (b) which is the existing statute establishing the Potter Point State Game Refuge. This new name more accurately reflects the refuge's location and relation to the city of Anchorage.

2) Provide a precise legal description, in surveyable section lines, of the boundaries of the state-owned land and water included in the refuge.

The 1971 legislation reads, "The following described state-owned land and adjacent state water, excluding existing and applied-for highway, pipelines and railway rights-of-way as of May 20, 1971, are established as the Potter Point State Game Refuge: All land and water south and west of and adjacent to the toe of the bluff which extends from Campbell Point southeasterly to Potter Creek." This language does not define any real or measurable limit as to how

far the refuge boundary extends seaward, and the inland boundary is open to wide interpretation. Many times this lack of clarity has resulted in confusion for state agencies, private development interests, and the general public. Therefore HB 186 in Section 1, subsections (1) through (7) describes in detail the legal refuge boundaries.

3) Add additional tidelands and near shore upland to the existing refuge.

The MOA has asked that refuge boundaries be expanded northward from Pt. Campbell to Pt. Woronzof to include municipally owned wetlands within the refuge for management by ADF&G. In 1979, under the Anchorage Coastal Zone Management Plan, these lands were identified as Areas Meriting Special Attention and classified as Preservation Wetlands. Inclusion of these lands within the refuge does not afford them any more protection than they already have under the preservation status, but would facilitate the uniform management of Anchorage's coastal lands. The new boundaries (described in Section 1, subsections (1) through (7)) were cooperatively drawn by the MOA, ADF&G, and DNR.

4) Restrict the state and municipality from acquiring property by eminent domain for inclusion within the refuge.

This would protect private property owners by requiring that property to be included within the Anchorage Coastal Wildlife Refuge be acquired through purchase, exchange, or otherwise (Section 1, (e)), and prohibiting acquisition by eminent domain.

5) Provide for management of the refuge by ADF&G and DNR.

Section 1 (b) provides that, as in the past, both ADF&G and DNR would exercise their respective authorities over the refuge, except as provided in Section 1 (d). Management of the Anchorage Coastal Wildlife Refuge will be consistent with a management plan prepared by the ADF&G under AS 16.20.040 - 16.20.060. The plan will be completed within one year of the effective date of this Act (Section 2).

The management plan prepared by ADF&G shall recommend a corridor for transportation and utilities between Fire Island and the Anchorage mainland (Section 1 (c)). This is to ensure access to the island's landowners for future development and would also be of economic benefit to the MOA.

Hunting, as in the past and in accordance with state regulations, will continue to be allowed on state-owned lands within the refuge west and north of the Alaska Railroad.

While the land and water areas of the Anchorage Coastal Wildlife Refuge are closed to mineral entry under AS 38.05.185 - 38.05.275, the boundary extension north of Pt. Campbell was drawn so that all previously issued offshore mining permits were excluded from within the refuge. Oil and gas leasing will not be affected (Section 1 (f)) by this legislation.



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

11920 Johns Road
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session:
Pouch V

State Capitol
Juneau, Alaska 99811
(907) 465-4978/4979

Finance Committee
Oil and Gas Committee

May 3, 1985

Mr. Joe B. Mathis
816 Oceanview Drive
Anchorage, AK 99515

Dear Mr. Mathis,

I understand that you had some questions concerning a bill I have introduced, HB 186, relating to the Anchorage Coastal Wildlife Refuge. I wanted to take a moment to answer your questions and I am also enclosing a copy of the bill and a background/intent paper explaining what the bill does for your perusal.

First, HB 186 renames the existing Potter Point State Game Refuge the "Anchorage Coastal Wildlife Refuge". This was done to more accurately reflect the refuge's location and relation to the city of Anchorage, because the current name has resulted in many people mistakenly thinking that the refuge consists only of that area known as Potter Marsh. The refuge presently extends from Pt. Campbell southeasterly to Potter Creek, thus it already borders, or is near, your home. The bill would extend the refuge northward from Pt. Campbell to Pt. Woronzof to include municipal wetlands which are currently zoned Preservation Wetlands. This would facilitate uniform management of Anchorage's coastline.

All existing regulations now in effect for the refuge would still apply, and there would be no new or additional regulations. In fact, a measure of protection for home and property owners located within refuge boundaries is included within the bill that is not presently applicable. That measure is that property can not be acquired by the Municipality of Anchorage or the State through eminent domain for inclusion in the refuge. In other words, property would have to be purchased, exchanged, or some other arrangement agreed upon.

I hope this addresses any concerns you may have had. If you have any further questions please feel free to call my office collect. Thank you, and I look forward to hearing from you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mike Szymanski".

Mike Szymanski
Your Representative

MS/jk
Enclosures



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

11920 Joins Road
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session:
Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4978/4979

Finance Committee
Oil and Gas Committee

January 29, 1986

JAN 29 1986

M E M O R A N D U M

TO: senator Edna DeVries
Chairman, Senate Community &
Regional Affairs Committee

FROM: *Mike Szymanski*
Representative Mike Szymanski

SUBJECT: CSHB 186

With regard to the proposed Senate CS for CSHB 186, I feel very strongly that submission of a management plan to the Legislature for approval is not acceptable.

The management plan as carried out by the Department of Fish and Game involves public hearings and public input and is a formal planning process. It is anticipated that this is where legislators will provide their input, if there is a direction which they would like to see the Department take.

To place the Legislature in the position of having to approve a management plan would not only put the Legislature in the position of basically drafting the plan, but it would remove the management prerogative from local government and from the Department of Fish and Game. Simply stated, I believe that the management plan is not a function of the Legislature.

If there is some direction in particular that the Committee wishes the Department to take with regard to this legislation, I would respectfully suggest that this might be addressed in a letter of intent, which I feel would be a more appropriate vehicle.

I have asked the Department of Fish and Game to present the Committee of an explanation of what a management plan entails, if you so wish.

Thank you for your consideration.

cc: Department of Fish and Game

Municipality
of
Anchorage



POUCH 6-650
ANCHORAGE, ALASKA 99502-0650
(907) 264-4317

TONY KNOWLES,
MAYOR

DEPARTMENT OF PROPERTY & FACILITY MANAGEMENT

May 10, 1985

Senator Edna B. DeVries
State Capitol, Room 427
Pouch V
Juneau, Alaska 99811

RE: HB 186--Anchorage Coastal Wildlife Refuge

Dear Senator DeVries:

This letter responds to your concerns about the proposed Anchorage Coastal Wildlife Refuge. The proposed refuge will have no impact on private property because in the vicinity of Bayshore, Oceanview and other residential neighborhoods in south Anchorage the refuge simply overlays and renames the existing Potter Point State Game Refuge. The only addition to the refuge is between Point Campbell and Point Woronzof, west of Anchorage International Airport where the Municipality and the State are the upland landowners. Private inholdings within the refuge may only be purchased from willing sellers; taking land by condemnation is forbidden.

Specifically, the Anchorage Coastal Wildlife Refuge will have no effect on the location of the proposed Anchorage Coastal Trail which is routed seaward of all residential lots. (See enclosed maps and trail route description.) As one of the key Municipal employees involved in the Coastal Trail route study, I am keenly aware of the concerns Oceanview and Shore Drive residents have expressed about the Coastal Trail, which in an early draft of the route study was proposed to cross private property. In 1983, following extensive discussion with property owners, the Coastal Trail route was located seaward of upland residential lots placing it within the Potter Point Refuge. Therefore, the approved Coastal Trail route would be within the Anchorage Coastal Wildlife Refuge.

The Municipality would have no objection to language in the legislation which provides that the refuge master plan would be reviewed periodically, however, this is a matter on which you may wish to consult with Department of Fish and Game.

Sincerely,

A handwritten signature in cursive script, appearing to read "Peter Scholes".

Peter Scholes
Property Management Officer

enclosure

cc: Suzanne Tryck

ALASKA WATERFOWL ASSOCIATION

3105A LAKESHORE DRIVE, SUITE 102
ANCHORAGE, ALASKA 99503
TEL. (907) 243-3235

January 14, 1986

Senator Edna DeVries, Chair
Senate Community & Regional Affairs
Box V
Juneau, Alaska 99811

Re: HB 186
Anchorage Coastal
Wildlife Refuge

Dear Senator DeVries:

Our organization of over 200 people support the Anchorage Coastal Wildlife Refuge. We would urge you to report it out of your committee with a do pass. If there are any problems with this bill please let me know by return mail. We believe it is time to finish this worthwhile task and proceed to the next one. Hopefully our great grandchildren will hear the sounds of waterfowl 100 years in the future.

Very truly yours,

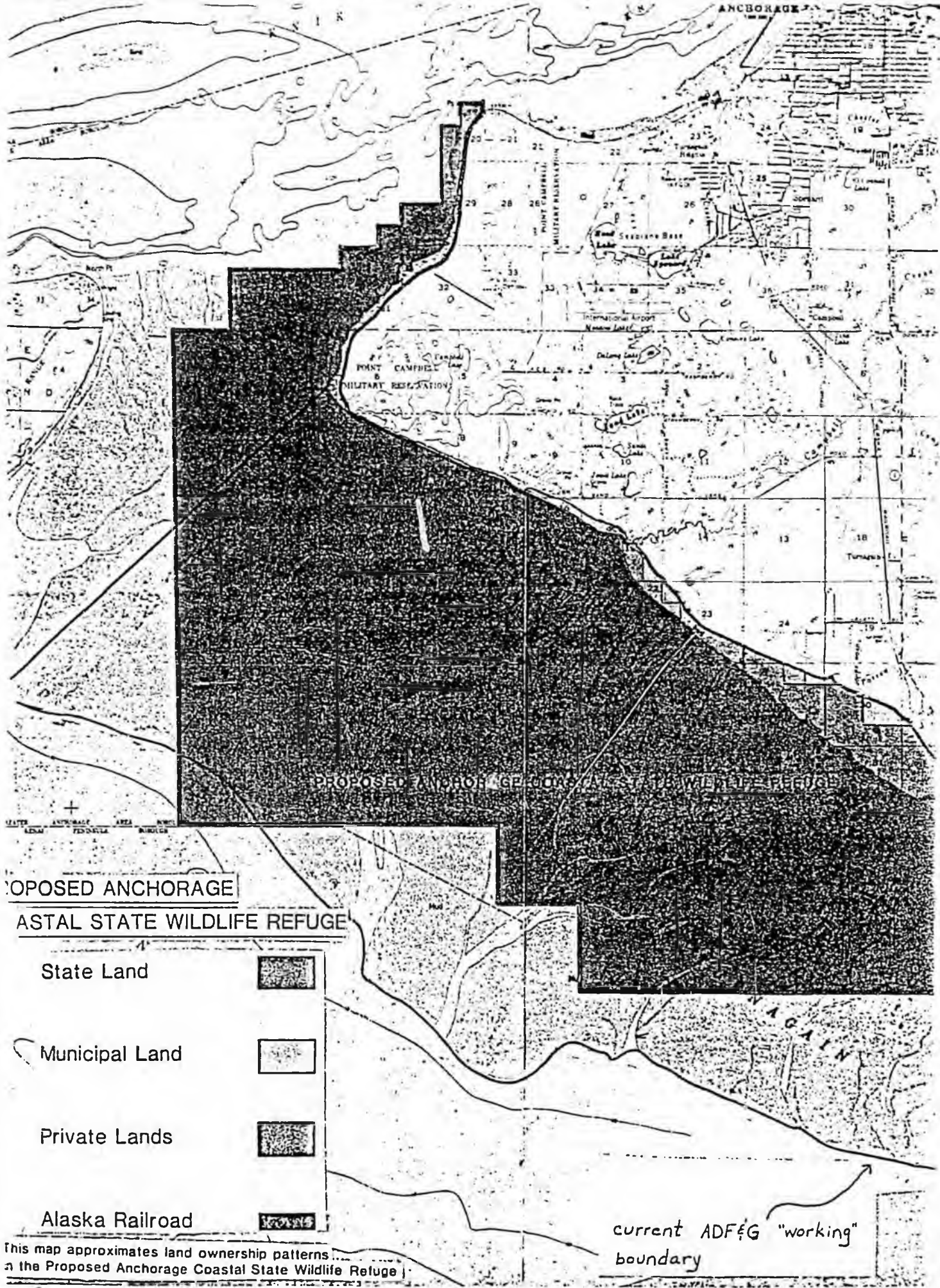

John W. Hendrickson
President

cc: Mayor Tony Knowles
Senator Vic Fischer
Representative Syzmanski





JWH:kmf

Note: Telephone call received 1/29/86 from Vice President of Alaska Waterfowl Association, Tom Fink, saying that the President of the Association did not bring the matter of HB 186 before the membership; and that the President therefore does not speak for the Association. Tom Fink expressed his personal opposition to the bill.

C&RA Staff



**PROPOSED ANCHORAGE
COASTAL STATE WILDLIFE REFUGE**

- State Land 
- Municipal Land 
- Private Lands 
- Alaska Railroad 

This map approximates land ownership patterns in the Proposed Anchorage Coastal State Wildlife Refuge.

current ADF&G "working" boundary

CSHB 186 RES

AN ACT CREATING THE ANCHORAGE COASTAL WILDLIFE REFUGE.

PRIME SPONSOR: SZYMANSKI

CO-SPONSORS: CLOCKSIN

CURRENT STATUS: (S) C&RA

DATE		PAGE	ACTION
02/11/85	(H)	324	READ THE FIRST TIME - REFERRAL(S)
03/08/85	(H)	540	RES RPT CS 5DP 2NR
03/08/85	(H)	540	ZERO FISCAL NOTE
03/22/85	(H)	662	FIN RPT CS(RES) 7DP 4NR
04/10/85	(H)		ELS TO CALENDAR
04/10/85	(H)	870	READ THE SECOND TIME
04/10/85	(H)	870	CS (RES) ADOPTED UNAN CONSENT
04/10/85	(H)	870	ADVANCED TO THIRD READING UNAN CONSENT
04/10/85	(H)	870	READ THE THIRD TIME
04/10/85	(H)	870	PASSED Y40 N-

HB 186

MEASURE HISTORY

PAGE 02 OF 02

DATE		PAGE	ACTION
04/10/85	(H)	870	HOUSE LETTER OF INTENT ADOPTED Y36 N4
04/10/85	(H)	876	TRANSMITTED TO (S)
04/11/85	(S)	762	READ THE FIRST TIME - REFERRAL(S)
04/12/85	(S)	785	C&RA REFERRAL ADDED
04/25/85	(S)	922	SA RPT 4DP
05/02/85	(S)	1013	RES RPT 3DP 1DNP UNLESS AMENDED 2NR
			C&RA
			FINANCE
			RULES

MEMORANDUM

To Chip 5/7/84
To Yungene 9/11/84
State of Alaska

DEPT. OF NATURAL RESOURCES, DIV. OF LAND & WATER MGMT., SOUTHCENTRAL DISTRICT

TO: Esther C. Wunnicke
Commissioner

DATE: April 6, 1984

FILE NO:

THRU: James K. Barnett
Deputy Commissioner

TELEPHONE NO: 276-2653

THRU: Bob Arnold
Deputy Commissioner

SUBJECT: Decision Memorandum #57
Anchorage Coastal Game
Refuge

FROM: Tom Hawkins
Director

Tom Hawkins

Statement of Issue

What is the Department of Natural Resources position on proposed legislation establishing Anchorage Coastal State Game Refuge?

Background

This legislation, as drafted by the Municipality of Anchorage, proposed to amend AS 16.20.030(b) which established Potter Point Game Refuge. The amending legislation would accomplish the following objectives:

1. Rename the area "Anchorage Coastal State Game Refuge."
2. Add additional lands to the Refuge tidelands and near shore upland from Point Campbell to Point Woronzof.
3. Provide a more precise legal description for refuge lands.
4. Permit management of Municipal land by the Alaska Department of Fish and Game subject to approval by the Municipality.
5. Restriction on property acquisitions by the State to "purchase, exchange, or otherwise"

Issues

1. Extension of Refuge.

The present refuge ends at Point Campbell. This proposed legislation would extend the refuge northward to Point Woronzof which would include state tidelands offshore of municipal lands for a stretch of four miles. These tidelands are all covered with offshore prospecting permits or issued leases about to expire.

2. Name of Refuge.

The issue is self-explanatory. One suggested change in the title would substitute the word "Wildlife" in place of "Game". Wildlife would better describe the diversity of species found within the area.

3. Legal Description

- a. Throughout the proposed description, the 20 foot contour is used as a landward limit for the refuge. This is not a widely accepted method of describing land due to the resulting difficulties of locating those boundaries on the ground.

The 20 foot contour, in this case approximates the "toe of the slope" along the escarpment from Potter Creek to Point Woronzof. One area of departure from this generality is the delta outwash from Rabbit Creek; here the slopes are more gentle and the "toe" of the slope is less apparent, therefore the 20 foot contour is less discernable on the ground. If the 20 foot contour is left as a part of the legal description it will be especially important for the legislation to carry with it an appropriation for survey. DTS estimated the cost of survey for the Potter Marsh area at \$172,000. DTS is currently working on a refinement of the legal description.

4. Management Authority on MOA land.

The proposed legislation is specific. It restricts state management to the Department of Fish and Game of Municipality-owned land within the refuge boundaries. The assumed intent is consolidated and therefore consistent management. Clarification of this delegation related to land use authorizations should be forwarded in the proposed legislation as we interpret ADF&G's permitting authority to be limited. It is recognized that ADF&G has broad powers to manage the State's fish and wildlife resources, A.S. 16.20.010(1), regardless of the land ownership. Responsibility for surface use authorizations should remain with the Municipality as the ADF&G does not have that mandate.

5. State land acquisitions.

The proposed legislation reads "the State may not acquire by eminent domain privately owned land within the refuge boundary ...". The refuge encompasses several miles of the Alaska Railroad and the Seward Highway (old and new). The proposed wording would not distinguish land acquisition for transportation purposes from refuge purposes. The substitution presented below should clarify this situation.

"The State may not acquire land for refuge purposes by eminent domain within the refuge boundary ...".

6. Refuge Management Plans.

The "management" plan being developed by ADF&G, DNR and other agencies is following the "Special Areas Program" which describes the ADF&G's planning process for refuges, critical habitat areas, sanctuaries, ranges and endangered species habitat. The Division of Land and Water Management, in its participation on the task force has not recommended a separate DNR plan for the area. DLWM approach has been to contribute to the development of the two primary ADF&G products: a "Strategic Plan" and an Operational Plan. The Strategic Plan provides long-range policy guidance and the operation plan provides a working document for specific projects, updated yearly or as needed. This type of cooperative involvement will then provide the background necessary for the development of DNR regulations governing non-refuge related land uses that may be applied for within the refuge.

With the above background, additional language should be developed in order to incorporate the DNR land use regulation responsibility into section (b)(5) of the proposed legislation. A draft of this wording follows:

"The Anchorage Coastal State Wildlife Refuge will be managed in accordance with management plans prepared by the Alaska Department of Fish and Game and endorsed by the Boards of Fish and Game; and land use regulations developed by the Alaska Department of Natural Resources, in consultation with the Municipality of Anchorage."

7. Mineral Estate.

No mention is made in the proposed mineral estate. The tidal and submerged land enclosed in the proposed boundary is completely covered by offshore prospecting permit applications, some of which are now being adjudicated by the Division of Mining. Division of Mining has suggested a boundary change near the Point Woronzof applications. Refer to attached map.

Options

1. Refuge extension.

- a. Extend refuge as proposed by municipality. This area is included with the Municipality's AMSA as a part of the coastal plan.
- b. Extend refuge but modify seaward limit as proposed by Division of Mining; see attached map. This would reduce conflict in area of OPP's being adjudicated.

Decision Memorandum #57
April 6, 1984
Page 4

- c. Do not extend refuge. This option would allow OPP operations to continue in an area of high interest to gold placer/gravel interests.
2. Name of Refuge.
 - a. Anchorage Coastal State Game Refuge.
 - b. Anchorage Coastal State Wildlife Refuge.
 - c. Other.
3. Legal Description.
 - a. Utilize a combination of survey methods and legal descriptions; Aliquot part descriptions where they apply to surveyed state, municipal and private lands. Use metes and bounds descriptions to areas unsurveyed. Use a surveyed meander to approximate the toe of bluff or the 20 foot contour line with the toe of bluff controlling where it is apparent.
 - b. Utilize a 20 foot contour and aliquot part boundaries as presently proposed.
4. ADF&G management of MOA land.
 - a. Comment to MOA of ADF&G limited authority.
 - b. Legislation as proposed.
5. State land acquisition.
 - a. Suggested wording above.
 - b. Other wording.
6. Refuge management plans.
 - a. ADF&G planning lead with ADNR input and ADNR regulations.
 - b. ADNR management plan plus ADF&G system.
7. Mineral Estate.
 - a. Close all lands within Refuge boundary.
 - c. Close all lands within Refuge boundary as amended by Division of Mining.

Decision Memorandum #57
April 6, 1984
Page 5

Recommended Option

1. Extend refuge boundary to include nearshore uplands and tidelands from Point Campbell to Point Woronzof using the seaward boundary suggested by Division of Mining.
2. Name - Anchorage Coastal State Wildlife Refuge.
3. Legal Description.
 - a. Utilize the combination of metes/bounds, meander and aliquot part descriptions.
4. ADF&G and MOA utilize a cooperative agreement which specifies management responsibilities for each organization.
5. State land acquisition wording above.
6. Option a - ADF&G plans with complimentary ADNR land use regulations.
7. Close all lands to mineral entry using the amended boundary suggested by Division of Mining.

TJH:PCB:dm

Decision Memo #57

Tom Hawkins
Tom Hawkins, Director
Division of Land and Water Management

AGREE

DISAGREE

✓

Date 4/16/84

Comments: _____

Neil Sorenson
Neil Sorenson
Division of Parks

X
Date 16 APRIL 84

Comments: & Outdoor Recreation

Kay Brown
Kay Brown
Division of Minerals and Energy Management

✓
Date 4-16-84

Comments: _____

Pedro Denton
Pedro Denton
Division of Mining

✓
Date 4-16-84

Comments: _____

Ross Schaff
Ross Schaff
Division of Geological and Geophysical Survey

✓
Date 4-16-84

Comments: _____

James R. Hudson

4-16-84

Decision Memorandum #57

John Sturgeon
John Sturgeon
Division of Forestry

✓
Date 4-16-84

Comments: _____

Bill Heim
Bill Heim
Division of Agriculture

✓
Date 4/16/84

Comments: _____

Robert Arnold
Robert Arnold, Deputy Commissioner
Department of Natural Resources

✓
Date 5/2/84

Comments: _____

James K. Barnett
James K. Barnett, Deputy Commissioner
Department of Natural Resources

✓
Date 4-16-84

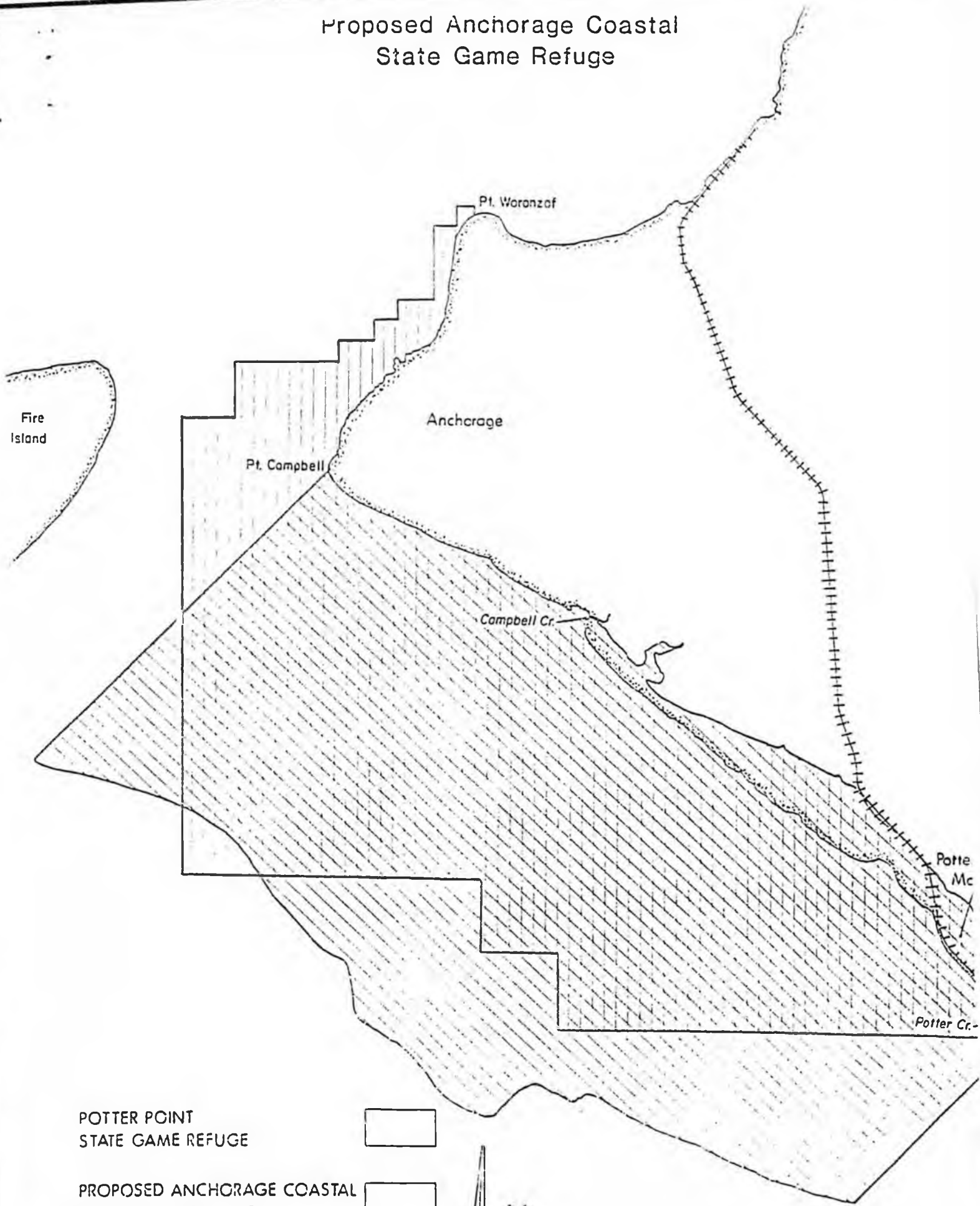
Comments: _____

Esther C. Wunnicke
Esther C. Wunnicke, Commissioner
Department of Natural Resources

5-2-84 Agave
Date _____

Comments: Good work in considering all affected
responsibilities of DNR. ✓

Proposed Anchorage Coastal State Game Refuge



POTTER POINT
STATE GAME REFUGE



PROPOSED ANCHORAGE COASTAL
STATE GAME REFUGE



0 1 2 3 miles



Municipality
of
Anchorage



POUCH 6-650
ANCHORAGE, ALASKA 99502-0650
(907) 786-8401

TONY KNOWLES
MAYOR

OFFICE OF PUBLIC SERVICES

June 20, 1984

Sen. Vic Fischer
1538 Orca Street
Anchorage, Alaska 99501

Dear Vic:

It may seem a bit early to talk about legislation to be introduced next session, but no grass grows under our feet! So, take a deep breath - here it is, your chance to sponsor legislation expanding and redesignating the Anchorage Coastal Wildlife Refuge. As you know, during this last year, the Municipality has been working with various agencies through the Potter Marsh Task Force. One of the issues has been to look over the boundaries of the entire Potter Point State Game Refuge.

In reviewing the boundaries, it was noted that there were portions of state lands and lands conveyed to the Municipality in the vicinity of Pt. Campbell which lie below the toe of the bluff but which are not now included in the State Refuge. The Municipality has been willing to include its lands within the exterior boundary of the Refuge and provide for coordinated management with other state lands.

Initially, the Municipality had hoped to have the legislation in a form which could be introduced and acted on this session. Naturally, we wanted to be able to present an essentially non-controversial piece of legislation that could be supported by both the Municipality and state departments. Understandably, the Department of Fish and Game would like to improve the Refuge boundaries, but there were also some substantive technical land management and resource issues which fall within the responsibilities of the Department of Natural Resources. In the course of doing things right, the process of refinement, coordination and signoff by various interests took a bit longer than I wished, and final resolution was not achieved in time to enable the legislation to move forward this year. However, the draft legislation has now received formal signoff from all divisions in DNR, and Commissioner Wunnicke approved the legislation in May. In fact, the Commissioner noted that the legislation represented "good work in considering all affected responsibilities of DNR".

Sen. Vic Fischer
June 20, 1984
Page Two

So here we are. Despite the fact that this session has just ended, I would like to begin talking with you about your legislative program for next year. I and the rest of the Potter Marsh Task Force are aware of your continued interest and support in this area, and I think this legislation could be a positive part of your program for next year.

Sincerely,



Chip Dennerlein
Executive Manager,
Public Services

Municipality
of
Anchorage



POUCH 6-650
ANCHORAGE, ALASKA 99502-0650
(907) 264-4317

TONY KNOWLES
MAYOR

DEPARTMENT OF PROPERTY & FACILITY MANAGEMENT

July 19, 1984

Ginger Baim
Office of Senator Vic Fischer
1024 West 6th Avenue
Anchorage, Alaska 99501

Ginger
Dear ~~Ms. Baim~~:

Chip Dennerlein asked that I send you the enclosed information for Senator Fischer's consideration in establishing his priorities for the 1985 session of the Legislature. The legislation, which in its essence extends the Potter Point State Game Refuge northward to Point Woronzof, was drafted cooperatively by the Municipal Property Management Division and State Fish and Game last November. The need for the bill is established in an element of the Anchorage Coastal Management Plan entitled "Pt. Woronzof-Pt. Campbell Wetlands Master Plan" (enclosed).

This past spring the draft legislation underwent thorough review and approval by the State Department of Natural Resources. The bill has not been redrafted to reflect the department's recommendations, all of which are acceptable to the Municipality. Further, DNR's Division of Technical Services will prepare a legal description for the refuge boundary that would be preferable in its form and specificity.

The Senator should be aware that this legislative proposal has not been subject to public comment or formal Municipal review. We are aware of private parties, including CIRI, that may have an interest in access from the Inlet across the tidal wetlands between Point Campbell and Point Woronzof to public uplands in the vicinity of the International Airport.

Please call 264-4806 if I can be of further assistance.

Sincerely,

Peter Scholes
Land Bank Officer

264-4806

enclosures (3)



Official Business

Alaska State Legislature

Senate Committee on State Affairs

Vic Fischer, Chairman • 1024 W. 6th Ave., Suite 204 C,
Anchorage, Alaska 99501
(907) 278-3654

To: Billy Berrier, Director
Legislative Legal Services

From: Senator Vic Fischer, Chair
Senate State Affairs Committee

Date: July 30, 1984

Re: Bill drafting request/ Potter Point State Game Refuge

I would like a bill drafted, reelecting my sponsorship, extending the boundaries of the Potter Point State Game Refuge to Point Woronzof, as per the attached information.

The enclosed draft should be amended to include all the recommended options from page 6 of DNR's April 6, 1984 decision memorandum #57. Please contact the Division of Technical Services in DNR for a more adequate legal description of the land involved, as per the attached letter from Peter Scholes, MOA Land Bank Officer.

I would like a working draft of this bill as soon as possible in order to schedule public hearings in Anchorage this fall on the proposal. Contact Ginger Baim in my Anchorage office at 278-3654 if you have any questions.

Enclosures

/gb

Senator Vic Fischer

Alaska State Legislature
1024 W. 6th Avenue, Suite 204C
Anchorage, Alaska 99501 (907) 278-3654
During Session • Pouch V • Juneau, Alaska 99811 (907) 465-4954



November 8, 1984

To: Dick Bradley, Attorney
Legislative Legal Services

From: Ginger Baim, Aide to
Senator Vic Fischer

Re: New draft request for Anchorage Coastal State Wildlife
Refuge bill (Work Order # 14-0014).

Before circulating the above bill for comments I'll need some changes to the current draft version. They are:

- A new legal description incorporating the 'tighter' boundary recommended by the Division of Mines. Attached is a complete and accurate legal description for the Anchorage Coastal State Wildlife Refuge. Please contact Debby Clausen at 267-2346 (ADF&G habitat Division) if you have any questions.
- On page 3, line 18, after Fish and Game delete 'and approved by the Board of Game'.

In addition to these changes, the Division of Habitat remains concerned that naming the refuge a wildlife refuge as opposed to a game refuge will present problems to them. Specifically they ask whether their authority, as outlined by statute, over game refuges is assumed to apply to wildlife refuges as well. I'd like a written opinion from you to set them at ease.

I know from working with you in the past that you believe legislation should specifically speak to the issues at hand and leave little for 'assumption' or interpretation. I also know you don't like to clutter legislation with unnecessary language. However, if you feel it's best to incorporate language into the bill to clear up the question, feel free to do so.

Finally, all parties agree that "Anchorage Coastal State Wildlife Refuge" is an unpleasant mouthful and a thoroughly uninspired title. Should a better name occur to you while drafting the bill please speak up - we could use some better suggestions.

I'd like a new draft as soon as possible in order to solicit comments. Call me at 278-3654 should you have any further questions and thanks, as usual, for your help.

Enclosure

MEMORANDUM (Brief Communications)

State of Alaska

TO:	Name <i>Ginger Grimm</i>	Dept./Div./Sect. <i>Senator Vic Finken's Office</i>	Mail Stop
FROM:	Name <i>Debby Clausen</i>	Dept./Div./Sect. <i>ADF+G Habitat Division</i>	Telephone <i>267-2346</i>
SUBJ.:	<i>Proposed Anchorage Coastal State ^{Wildlife} Game Refuge</i>		Date <i>11/6/84</i>

Attached is the legal description that DNR's Division of Technical Services prepared for the proposed Anchorage Coastal State Game Refuge. I have checked this description and think it provides the best legal description developed so far.

Debby

*100-14-0014
SEADLEY*

*HETER
DEBETE
DORNE
P34NE 13*

LEGAL DESCRIPTION FOR PROPOSED (0/51
ANCHORAGE COASTAL GAME REFUGE

(A) T13N, R4W, Seward Meridian. New Boundary

Section 20 - SE1/4 Seaward of the 20 foot elevation contour.

SE1/4 NE1/4 Seaward of the 20 foot elevation contour.

Section 29 - E1/2 Seaward of the 20 foot elevation contour.

SW1/4 Seaward of the 20 foot elevation contour.

Section 30 - SE1/4 SE1/4.

Section 31 - All seaward of the 20 foot elevation contour except NW1/4
NW1/4.

Section 32 - All seaward of the 20 foot elevation contour.

(B) T13N, R5W, Seward Meridian.

Section 36 - S1/2, all.

S1/2 N1/2, all.

(C) T12N, R4W, Seward Meridian.

Section 6-9 - Seaward of the 20 foot elevation contour.

Section 15 - NW1/4 Seaward of the 20 foot elevation contour.

SW1/4 NE1/4 Seaward of the 20 foot elevation contour.

Govt. Lot 5 and the remainder of the W1/2 SE1/4, all.

SW1/4, all.

Section 16 - Seaward of the 20 foot elevation contour.

((

Section 17-22 - all.

Section 23 - Govt. Lot 1 and the remainder of the SW1/4, all seaward of the 20 foot elevation contour.

Govt. Lot 2 and the remainder of the S1/2 NW1/4, all seaward of the 20 foot elevation contour.

Govt. Lots 3 and 4, and the remainder of the SE1/4, all seaward of the 20 foot elevation contour.

Section 24 - Tract A, Shorecrest Subdivision (Plat #81-68 Anchorage Recording District), all.

Section 25 - Govt. Lots 1 and 2, and the remainder of the W1/2, all.

Tract A, Johns Park Estates, and the remainder of the NE1/4, all seaward of the 20 foot elevation contour, and excluding Skyway Park Estates, Addn. No. 1.

Govt. Lots 3 and 4, and the remainder of the SE1/4, all.

Section 26-36 - all.

(D) T12N, R5W, Seward Meridian.

Section 1-2 - all.

Section 11-14 - all.

Section 23-26 - all.

Section 35-36 - all.

(

(

(E) T12N, R3W, Seward Meridian.

Section 29 - That portion of the SW1/4 southwesterly of the Alaska Railroad right of way line and southerly of Oceanview Subdivision, Addition No. 6.

Section 30 - That portion of Tract A, Johns Park Estates, seaward of the 20 foot elevation contour.

Govt. Lot 2 and that portion of the SE1/4 NW1/4 southwesterly of Oceanview West Subdivision, Addn. No. 1.

Govt. Lots 3 and 4 and the remainder of the SW1/4, all.

That portion of the SW1/4 NE1/4 and the SE1/4 southwesterly of Oceanview Subdivision, Addn. No. 4 & Addn. No. 6.

Section 31 - all.

Section 32 - All lands southwesterly of the Alaska Railroad right of way line.

Section 33 - All lands westerly of the Alaska Railroad right of way line.

(F) T11N, R3W, Seward Meridian.

Section 3 - Govt. Lot 5, all.

Section 4 - That portion southwesterly of the Old Seward Highway right of way line and The Landings Subdivision which is northeasterly of the New Seward Highway right of way line. Also that portion southwesterly of the Alaska Railroad right of way line.

((

Section 5-8 - all.

Section 9 - That portion southwesterly of the Alaska Railroad right of way line. Also that portion northeasterly of the New Seward Highway right of way line.

Section 10 - That portion westerly of the Old Seward Highway right of way line which is northeasterly of the New Seward Highway right of way line. Also that portion southwesterly of the Alaska Railroad right of way line.

(G) T11N, R4W, Seward Meridian.

Section 1-4 all.

Section 10-12 all.

STATE OF ALASKA
THE LEGISLATURE

POUCH Y STATE CAPITOL
JUNEAU ALASKA 99811
907-465-3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

November 21, 1984

SUBJECT: Anchorage Coastal State Wildlife Refuge
(Work Order No. 14-0014)

TO: Senator Vic Fischer

FROM: Richard A. Bradley
Legislative Counsel

I have reviewed Ginger Baim's request for a revision of the bill. I may say that the letter was not received in this office until November 19.

And I have some comments.

I have included the description generally as you requested. But I believe that the description may be further improved on. In several places, the word "all" is added to the description; we generally do not use that word when the description standing alone without it comprehends everything. Thus, for example in T13N, R5W, to say "Section 36 - S1/2, all" adds nothing to the identical phrase without it. In those cases, the word has been deleted.

But there is a slightly different usage of "all" within the descriptions that seems to offer possibilities of improvement. For example, in T12N, R4W, Section 15, the language reads: "Gov't Lot 5 and the remainder of W1/2 SE1/4, all." As I understand what is requested there, it should be adequate simply to say "Section 15, W1/2 SE1/4." The fact that the "W1/2 SE1/4" of sec. 15 has been subdivided does not change the fact that what is requested is all of that subdivision of sec. 15.

I believe that in the following instances in addition to the one described, this problem is presented:

- (1) T12N, R4W, Section 23, SE1/4;

Senator Vic Fischer
November 21, 1984
Page 2

(2) T12N, R4W, Section 25, W1/2; and

(3) T12N, R4W, Section 25, SE1/4.

I note that the Division of Habitat expresses concern that "naming the refuge as a wildlife refuge as opposed to a game refuge will present problems to them." They seem particularly concerned that naming this refuge as a wildlife refuge creates problems since what they manage under AS 16.20 are game refuges.

I do not understand why the word "wildlife" is particularly preferred to "game". I note that the usual style within AS 16.20 is to describe the management concerns as those involving "game", although AS 16.20 addresses, perhaps accidentally, "Conservation and Protection of Alaskan Wildlife."

But the location of the assigned section to those sections of AS 16.20 concerned with State Game Refuges seems to indicate clearly that the Department of Fish and Game is assigned the management responsibility for the Refuge. And existing Sec. 16.20.031(c) seems to assign management responsibility to the Department of Fish and Game.

But assuming that you would prefer to retain the existing style, I have modified the language of sec. 31(b) slightly to follow the direct language more typically employed in the establishment of state parks.

Normally I would not address the question of the naming of a state park or refuge; this is the kind of thing that legislators are better at than are we lawyers. But since you asked, it seems that the only options that you have (apart from the game vs. wildlife question) lie with the words "Anchorage" and Coastal". One or the other might be deleted or have you considered simply the Turnagain Arm State Wildlife Refuge?

I will be in Anchorage November 19 and 20 taking bill requests; give me a call there if I may assist further.

RAB:ojb
J9/070

Municipality
of
Anchorage



POUCH 6-650
ANCHORAGE, ALASKA 99502-0650
(907) 264-4111

TONY KNOWLES,
MAYOR

November 27, 1984

Sen. Vic Fischer
1024 W. Sixth, #204-C
Anchorage, Alaska 99501

Dear Vic:

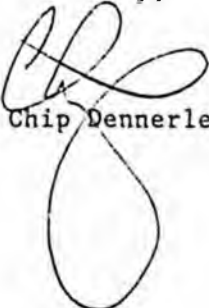
I very much appreciate receiving a copy of your November 26 letter and attachments on the Anchorage Coastal State Wildlife Refuge.

Mayor Knowles has established the post of Manager for Intergovernmental Affairs, and has asked me to assume that responsibility. In addition to helping coordinate efforts with the Legislature, I will be working to facilitate cooperation and coordination with various state and federal agencies concerning a variety of projects affecting Anchorage. Together with the continuing involvement of Bill Miles, this new effort should serve to increase Anchorage's effectiveness with the Legislature in general, and further enhance the working relationship between the Municipality and the Anchorage delegation in particular. Naturally, the upcoming session is foremost in all of our minds, but I will be available to work with you throughout the year.

Our office is at 804 Hill Building, although our mailing address is the same. Our telephone number is 264-4960.

I look forward to a continued working relationship to benefit all of Anchorage. Please don't hesitate to call me. I will certainly be calling on you.

Sincerely,


Chip Dennerlein

fo
l

8
it



Official Business

Alaska State Legislature

Pouch V
State Capitol
Juneau, Alaska 99811

November 26, 1984

Dear Friend:

Attached is background information on draft legislation that would extend the boundaries of Potter Marsh to Point Woronzof and rename the area as the Anchorage Coastal State Wildlife Refuge.

The attached information should speak for itself. The measure has been reviewed and tentatively approved by agencies charged with land, water, and fish and game management in the area. However, there has been no public review of this specific proposal and, therefore, no "official" action.

We intend to file this legislation in both Houses during the 1985 session. The enclosed draft is a working document to help generate public comment. It can and probably will be changed during the public review process prior to filing, depending on the comments we receive from you.

At this stage, we are asking that comments be submitted, either in writing or directly by phone, no later than January 1, 1985. Please call either Ginger Baim in Senator Fischer's office at 278-3654 or Roger Poppe in Rep. Szymanski's office at 276-6731 should you have any questions.

Thanks for your help on this issue. We are looking forward to hearing from you and hope we can count on your support in creating the Anchorage Coastal State Wildlife Refuge.

Best regards,

A handwritten signature in cursive script, appearing to read "Vic Fischer".

Senator Vic Fischer

A handwritten signature in cursive script, appearing to read "Mike Szymanski".

Rep. Mike Szymanski



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna Dwyne, Chairman
Members
Senator K. K. Johnson, Vice Chairman
Senator Coghill
Senator Stulgimski
Senator V. Fischer

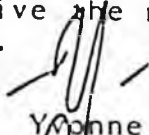
Room 11
Building 1014A-92811

Edna,

I am getting a CS for Szymanski's Anchorage Coastal Refuge Bill...that will require that the Management Plan be submitted to the Legislature for review

Peter Scholes, Land Management Director, for the Municipality of Anchorage tells me that the Coastal Trail is all within the geographic area of the Anchorage Coastal Refuge; except for some section that would be near Bayshore....he says, however, that even in the Bayshore area the legal provisions for the Trail do not allow taking of private land. -- None of the Trail would require additional land in the Oceanview Subdivision.

You can use the Beltz room tomorrow at 10:00 a.m. if you decide to hear the bill --- And, as you know, you would need to move to waive the notice provisions on the floor today.



Yvonne

P.S. Peter Scholes is suppose to be sending you some maps of the Refuge as it affects the Coastal Trail by Commissioner Wunnicke.. that are suppose to be here around noon today.

Senator Vic Fischer

Alaska State Legislature
Pouch V • Juneau, Alaska 99811 • (907) 465-4954



JAN 10 RECD

January 8, 1986

MEMORANDUM

To: Senator Edna DeVries, Chair
Senate Community and Regional Affairs Committee

From: Senator Vic Fischer *VF*

Re: HB 186 - Anchorage Coastal Wildlife Refuge

At the end of last session, you requested that HB 186, establishing the Anchorage Coastal Wildlife Refuge, be referred to your committee. The bill might well have been enacted prior to adjournment if it had not been for the resultant delay.

A near identical bill sponsored by me (SB 19) has previously been heard before the Committee and was reported out with a unanimous do pass. Since the months of interim between sessions should have been sufficient time to obtain answers to any questions you had in May, it is my hope that HB 186 can be quickly reported out of committee so the refuge can be speedily established.

Thanks for your consideration.

cc: Mayor Knowles
Rep. Szymanski
John H. Hendrickson
Commissioner Collingsworth

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:

Senator Ferguson, Vice Chairman

Senator Coghill

Senator Sturgulewski

Senator V. Fischer

Pouch V

Juneau, Alaska 99811



Official Business

HB 186 -- An Act creating the Anchorage Coastal Wildlife Refuge

Committee has before it CS, Resources

The committee heard the Senate companion bill, SB 19 on Jan 29, and passed it out of committee on February 26

The bill establishes the Anchorage Coastal Wildlife Refuge to be managed as a refuge for the protection of waterfowl, shorebirds, salmon, and other fish and wildlife species and their habitat and for the use and enjoyment of the people

The area of the Refuge is legally described.

Fish and Game and Dept Natural Resources exercise authority within the Refuge consistent with a management plan that is to be prepared by the Department of Fish and Game.

The management plan shall assure surface access to Fire Island and recommend a corridor for constructed access and utilities between Fire Island and the Anchorage mainland.

Certain Municipality of Anchorage is to be included within the Refuge and shall land shall be managed by agreement between F&G and the Municipality of Anchorage.

The State or the MOA may not acquire privately owned land within the refuge by eminent domain; however such land may be acquired by F&G or MOA by purchase/exchange.

Land and water within the Refuge is closed to mineral entry under AS 38.05.185 = 38.05.275.

The management plan for the Refuge is to be completed within one year of the effective date of the Act.

Offered: 3/8/85
Referred: Finance

Original sponsors: Szymanski and Clocksin

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2

CS FOR HOUSE BILL NO. 186 (Resources)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act creating the Anchorage Coastal Wildlife
7 Refuge."

8

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

9

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

10

Sec. 16.20.031. ANCHORAGE COASTAL WILDLIFE REFUGE. (a) The

11

following described state-owned land and water is established as the

12

Anchorage Coastal Wildlife Refuge and shall be managed as a state game

13

refuge for the protection of waterfowl, shorebirds, salmon, and other

14

fish and wildlife species, and their habitat and for the use and

15

enjoyment of the people of the state:

16

(1) Township 13 North, Range 4 West, Seward Meridian

17

Section 20: SE 1/4 seaward of the 20 foot elevation

18

contour

19

SE 1/4 NE 1/4 seaward of the 20 foot elevation con-

20

tour

21

Section 29: E 1/2 seaward of the 20 foot elevation

22

contour

23

SW 1/4 seaward of the 20 foot elevation contour

24

Section 30: SE 1/4 SE 1/4

25

Section 31: All seaward of the 20 foot elevation

26

contour except NW 1/4 NW 1/4

27

Section 32: All seaward of the 20 foot elevation

28

contour

29

(2) Township 13 North, Range 5 West, Seward Meridian

1 Section 36: S 1/2
2 S 1/2 N 1/2
3 (3) Township 12 North, Range 4 West, Seward Meridian
4 Sections 6 - 9: Seaward of the 20 foot elevation
5 contour
6 Section 15: NW 1/4 seaward of the 20 foot elevation
7 contour
8 SW 1/4 NE 1/4 seaward of the 20 foot elevation
9 contour
10 Government Lot 5 and the remainder of the W 1/2 SE
11 1/4, all
12 SW 1/4
13 Section 16: Seaward of the 20 foot elevation contour
14 Sections 17 - 22
15 Section 23: Government Lot 1 and the remainder of the
16 SW 1/4, all seaward of the 20 foot elevation contour
17 Government Lot 2 and the remainder of the S 1/2 NW
18 1/4, all seaward of the 20 foot elevation contour
19 Government Lots 3 and 4, and the remainder of the SE
20 1/4, all seaward of the 20 foot elevation contour
21 Section 24: Tract A, Shorecrest Subdivision (Plat No.
22 81-68, Anchorage Recording District)
23 Section 25: Government Lots 1 and 2, and the remainder
24 of the W 1/2, all
25 Tract A, Johns Park Estates, and the remainder of the
26 NE 1/4, excluding Skyway Park Estates, Addition No. 1
27 all seaward of the 20 foot elevation contour Govern-
28 ment Lots 3 and 4, and the remainder of the SE 1/4,
29 all

1 Sections 26 - 36
2 (4) Township 12 North, Range 5 West, Seward Meridian
3 Sections 1 - 2
4 Sections 11 - 14
5 Sections 23 - 26
6 Sections 35 - 36
7 (5) Township 12 North, Range 3 West, Seward Meridian
8 Section 29: That portion of the SW 1/4 southwesterly
9 of the Alaska Railroad right-of-way and southerly of
10 Oceanview Subdivision, Addition No. 6
11 Section 30: That portion of Tract A, Johns Park
12 Estates, seaward of the 20 foot elevation contour
13 Government Lot 2 and that portion of the SE 1/4 NW
14 1/4 southwesterly of Oceanview West Subdivision,
15 Addition No. 1
16 Government Lots 3 and 4 and the remainder of the SW
17 1/4, all
18 That portion of the SW 1/4 NE 1/4 and the SE 1/4
19 southwesterly of Oceanview Subdivision, Addition No.
20 4 and Addition No. 6
21 Section 31
22 Section 32: All lands southwesterly of the Alaska
23 Railroad right-of-way
24 Section 33: All lands westerly of the Alaska Railroad
25 right-of-way
26 (6) Township 11 North, Range 3 West, Seward Meridian
27 Section 3: Government Lot 5
28 Section 4: That portion southwesterly of the Old
29 Seward Highway right-of-way and The Landings

1 Subdivision which is northeasterly of the New Seward
2 Highway right-of-way
3 That portion southwesterly of the Alaska Railroad
4 right-of-way

5 Sections 5 - 8

6 Section 9: That portion southwesterly of the Alaska
7 Railroad right-of-way

8 That portion northeasterly of the New Seward Highway
9 right-of-way

10 Section 10: That portion westerly of the Old Seward
11 Highway right-of-way which is northeasterly of
12 the New Seward Highway right-of-way

13 That portion southwesterly of the Alaska Railroad
14 right-of-way

15 (7) Township 11 North, Range 4 West, Seward Meridian

16 Sections 1 - 4

17 Sections 10 - 12

18 (b) Except as provided in (d) of this section, the Department of
19 Fish and Game and the Department of Natural Resources shall exercise
20 their respective authorities over the Anchorage Coastal Wildlife
21 Refuge consistent with a management plan prepared by the Department of
22 Fish and Game under AS 16.20.040 - 16.20.060.

23 (c) A management plan prepared under AS 16.20.040 - 16.20.060
24 shall assure continued surface access to Fire Island and recommend a
25 corridor for constructed access and utilities between Fire Island and
26 the Anchorage mainland.

27 (d) Land owned by the Municipality of Anchorage that lies within
28 the boundary of the Anchorage Coastal Wildlife Refuge described in (a)
29 of this section may be included in the Anchorage Coastal Wildlife

1 Refuge. An agreement between the Department of Fish and Game and the
2 Municipality of Anchorage for the management of the land within the
3 Anchorage Coastal Wildlife Refuge that is owned by the Municipality of
4 Anchorage shall be approved by the Municipality of Anchorage and by
5 the Department of Fish and Game.

6 (e) The state or the Municipality of Anchorage may not acquire
7 privately owned land within the Anchorage Coastal Wildlife Refuge
8 described in (a) of this section by eminent domain for inclusion
9 within the Anchorage Coastal Wildlife Refuge. The Department of Fish
10 and Game or the Municipality of Anchorage may acquire privately owned
11 land within the Anchorage Coastal Wildlife Refuge by purchase, ex-
12 change, or otherwise except by eminent domain.

13 (f) The land and water areas of the Anchorage Coastal Wildlife
14 Refuge are closed to mineral entry under AS 38.05.185 - 38.05.275.

15 * Sec. 2. The initial management plan prepared under AS 16.20.031(b) as
16 enacted in sec. 1 of this Act shall be completed within one year of the
17 effective date of this Act.

18 * Sec. 3. AS 16.20.030(b) is repealed.



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

Finance Committee
Oil and Gas Committee

11920 Johns Road
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session:
Pouch V

State Capitol
Juneau, Alaska 99811
(907) 465-4978/4979

May 3, 1985

Mr. Joe B. Mathis
816 Oceanview Drive
Anchorage, AK 99515

Dear Mr. Mathis,

I understand that you had some questions concerning a bill I have introduced, HB 186, relating to the Anchorage Coastal Wildlife Refuge. I wanted to take a moment to answer your questions and I am also enclosing a copy of the bill and a background/intent paper explaining what the bill does for your perusal.

First, HB 186 renames the existing Potter Point State Game Refuge the "Anchorage Coastal Wildlife Refuge". This was done to more accurately reflect the refuge's location and relation to the city of Anchorage, because the current name has resulted in many people mistakenly thinking that the refuge consists only of that area known as Potter Marsh. The refuge presently extends from Pt. Campbell southeasterly to Potter Creek, thus it already borders, or is near, your home. The bill would extend the refuge northward from Pt. Campbell to Pt. Woronzof to include municipal wetlands which are currently zoned Preservation Wetlands. This would facilitate uniform management of Anchorage's coastline.

All existing regulations now in effect for the refuge would still apply, and there would be no new or additional regulations. In fact, a measure of protection for home and property owners located within refuge boundaries is included within the bill that is not presently applicable. That measure is that property can not be acquired by the Municipality of Anchorage or the State through eminent domain for inclusion in the refuge. In other words, property would have to be purchased, exchanged, or some other arrangement agreed upon.

I hope this addresses any concerns you may have had. If you have any further questions please feel free to call my office collect. Thank you, and I look forward to hearing from you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mike Szymanski".

Mike Szymanski
Your Representative

MS/jk
Enclosures

**Municipality
of
Anchorage**



POUCH 6-650
ANCHORAGE, ALASKA 99502-0650
(907) 264-4317

TONY KNOWLES,
MAYOR

DEPARTMENT OF PROPERTY & FACILITY MANAGEMENT

May 10, 1985

Senator Edna B. DeVries
State Capitol, Room 427
Pouch V
Juneau, Alaska 99811

RE: HB 186--Anchorage Coastal Wildlife Refuge

Dear Senator DeVries:

This letter responds to your concerns about the proposed Anchorage Coastal Wildlife Refuge. The proposed refuge will have no impact on private property because in the vicinity of Bayshore, Oceanview and other residential neighborhoods in south Anchorage the refuge simply overlays and renames the existing Potter Point State Game Refuge. The only addition to the refuge is between Point Campbell and Point Woronzof, west of Anchorage International Airport where the Municipality and the State are the upland landowners. Private inholdings within the refuge may only be purchased from willing sellers; taking land by condemnation is forbidden.

Specifically, the Anchorage Coastal Wildlife Refuge will have no effect on the location of the proposed Anchorage Coastal Trail which is routed seaward of all residential lots. (See enclosed maps and trail route description.) As one of the key Municipal employees involved in the Coastal Trail route study, I am keenly aware of the concerns Oceanview and Shore Drive residents have expressed about the Coastal Trail, which in an early draft of the route study was proposed to cross private property. In 1983, following extensive discussion with property owners, the Coastal Trail route was located seaward of upland residential lots placing it within the Potter Point Refuge. Therefore, the approved Coastal Trail route would be within the Anchorage Coastal Wildlife Refuge.

The Municipality would have no objection to language in the legislation which provides that the refuge master plan would be reviewed periodically, however, this is a matter on which you may wish to consult with Department of Fish and Game.

Sincerely,

A handwritten signature in cursive script, appearing to read "Peter Scholes".

Peter Scholes
Property Management Officer

enclosure

cc: Suzanne Tryck



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

11920 Johns Road
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session:
Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4978, 4979

Finance Committee
Oil and Gas Committee

May 3, 1985

TO: Senator Edna DeVries, Chairman
Senate Community & Regional Affairs Committee

FROM: Representative Mike Szymanski

RE: HB 186 - Anchorage Coastal Wildlife Refuge

I would like to request scheduling of HB 186, establishing the Anchorage Coastal Wildlife Refuge, for hearing before your committee next week. I am enclosing a background/intent paper which explains what the bill does in its entirety, and I am also including a map.

Also enclosed is a copy of the letter I have sent to the 5 people who expressed some questions about the bill at the recent Oceanview Homeowners Association teleconference. I will also be contacting each of these people by phone this weekend. I believe their concerns were addressed for the most part at the teleconference. However, if there are still concerns or any suggestions for changes in the bill, I will be sure to address them to the committee for action at the time of hearing.

Thank you very much for your consideration of my request.

P.S. This bill clears up the property line problems for our bluff constituents.



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

Finance Committee
Oil and Gas Committee

11920 John Road
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session,
Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4978/4979

May 3, 1985

To: Senator Edna DeVries, Chairman
Senate Community & Regional Affairs Committee

From: Representative Mike Szymanski

Re: Background/Intent of HB 186 - Anchorage Coastal Wildlife Refuge

In 1971 the Alaska State Legislature created Potter Point State Game Refuge (AS 16.20.030 (b)) which extends southeasterly along the coastline of Anchorage from Pt. Campbell to Potter Creek. This easily accessible, urban refuge provides excellent wildlife viewing opportunities for city residents, and it enhances the Anchorage economy through its value as a tourist attraction.

In June 1983, the Municipality of Anchorage (MOA) established the Potter Marsh Task Force to address management problems that were developing both within and around the refuge, and to subsequently make recommendations for action. This legislation is one of the task force's recommendations for improving management of the refuge, and it is supported by the MOA, Alaska Department of Fish and Game (ADF&G), Alaska Department of Natural Resources (DNR), and interested public members.

HB 186 would:

1) Rename the existing Potter Point State Game Refuge the "Anchorage Coastal Wildlife Refuge".

Section 1, AS 16.20.031 (a) would establish the Anchorage Coastal Wildlife Refuge to be managed for the protection of waterfowl, shore birds, salmon, and other fish and wildlife species, and their habitat and for the use and enjoyment of the people of the state. Section 3 repeals AS 16.20.030 (b) which is the existing statute establishing the Potter Point State Game Refuge. This new name more accurately reflects the refuge's location and relation to the city of Anchorage.

2) Provide a precise legal description, in surveyable section lines, of the boundaries of the state-owned land and water included in the refuge.

The 1971 legislation reads, "The following described state-owned land and adjacent state water, excluding existing and applied-for highway, pipelines and railway rights-of-way as of May 20, 1971, are established as the Potter Point State Game Refuge: All land and water south and west of and adjacent to the toe of the bluff which extends from Campbell Point southeasterly to Potter Creek." This language does not define any real or measurable limit as to how

far the refuge boundary extends seaward, and the inland boundary is open to wide interpretation. Many times this lack of clarity has resulted in confusion for state agencies, private development interests, and the general public. Therefore HB 186 in Section 1, subsections (1) through (7) describes in detail the legal refuge boundaries.

3) Add additional tidelands and near shore upland to the existing refuge.

The MOA has asked that refuge boundaries be expanded northward from Pt. Campbell to Pt. Woronzof to include municipally owned wetlands within the refuge for management by ADF&G. In 1979, under the Anchorage Coastal Zone Management Plan, these lands were identified as Areas Meriting Special Attention and classified as Preservation Wetlands. Inclusion of these lands within the refuge does not afford them any more protection than they already have under the preservation status, but would facilitate the uniform management of Anchorage's coastal lands. The new boundaries (described in Section 1, subsections (1) through (7)) were cooperatively drawn by the MOA, ADF&G, and DNR.

4) Restrict the state and municipality from acquiring property by eminent domain for inclusion within the refuge.

This would protect private property owners by requiring that property to be included within the Anchorage Coastal Wildlife Refuge be acquired through purchase, exchange, or otherwise (Section 1, (e)), and prohibiting acquisition by eminent domain.

5) Provide for management of the refuge by ADF&G and DNR.

Section 1 (b) provides that, as in the past, both ADF&G and DNR would exercise their respective authorities over the refuge, except as provided in Section 1 (d). Management of the Anchorage Coastal Wildlife Refuge will be consistent with a management plan prepared by the ADF&G under AS 16.20.040 - 16.20.060. The plan will be completed within one year of the effective date of this Act (Section 2).

The management plan prepared by ADF&G shall recommend a corridor for transportation and utilities between Fire Island and the Anchorage mainland (Section 1 (c)). This is to ensure access to the island's landowners for future development and would also be of economic benefit to the MOA.

Hunting, as in the past and in accordance with state regulations, will continue to be allowed on state-owned lands within the refuge west and north of the Alaska Railroad.

While the land and water areas of the Anchorage Coastal Wildlife Refuge are closed to mineral entry under AS 38.05.185 - 38.05.275, the boundary extension north of Pt. Campbell was drawn so that all previously issued offshore mining permits were excluded from within the refuge. Oil and gas leasing will not be affected (Section 1 (f)) by this legislation.

COMMITTEE REPORT
SENATE

4/25/85

FURTHER: C&RA
FINANCE

Date 5/1/85

Mr. President

The Committee on RESOURCES considered CSHB 186(Res) creating the Anchorage Coastal Wildlife Refuge.

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

- individual* do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

V. Fischer
Rich Halford

MEMBERS HAVING
OTHER RECOMMENDATIONS

Andy Rasmussen No Rec
William " " "

Debbie Johnson - No Rec
Pass unless
amended

Carl Stupak
 Chairman
Do Pass
 Chairman recommendation

COMMITTEE REPORT
SENATE

FURTHER: RESOURCES
~~FINANCE~~ C&RA
Finance

4/11/85

Date April 25, 1985

Mr. President

The Committee on STATE AFFAIRS considered CSHB 186(Res)
creating the Anchorage Coastal Wildlife Refuge.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title _____
- same title and recommends _____
- and attached a "LETTER OF INTENT" [] NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

Edna Lepore
V. Fischer
Tim Kelly

MEMBERS HAVING
OTHER RECOMMENDATIONS

[Signature]
 Chairman
[Signature]
 Chairman recommendation

CSHB 186 RES

AN ACT CREATING THE ANCHORAGE COASTAL WILDLIFE REFUGE.

PRIME SPONSOR: SZYMANSKI

CO-SPONSORS: CLOCKSIN

CURRENT STATUS: (S) C&RA

DATE		PAGE	ACTION
02/11/85	(H)	324	READ THE FIRST TIME
03/08/85	(H)	540	RES RPT W/CS 5DP 2NR
03/08/85	(H)	540	FISCAL NOTE ZERO
03/22/85	(H)	662	FIN RPT W/CS(RES) 7DP 4NR
04/10/85	(H)		RLS TO CALENDAR 4/10/85
04/10/85	(H)	870	READ THE SECOND TIME
04/10/85	(H)	870	CSHB 186(RES) ADOPTED UNAN CONSENT
04/10/85	(H)	870	ADVANCED TO THIRD READING UNAN CONSENT
04/10/85	(H)	870	READ THE THIRD TIME
04/10/85	(H)	870	PASSED Y40 N-

HB 186

MEASURE HISTORY

PAGE 02 OF 02

DATE		PAGE	ACTION
04/10/85	(H)	870	LETTER OF INTENT ADOPTED Y36 N4
04/10/85	(H)	876	TRANSMITTED TO (S)
04/11/85	(S)	762	READ THE FIRST TIME
04/25/85	(S)	922	SA RPT 4DP
05/02/85	(S)	1013	RES RPT 3DP 1DNP UNLESS AMENDED, 2NR
04/12/85	(S)	785	C&RA REFERRAL ADDED
			C&RA
			FINANCE
			RULES

Alaska State Legislature

Senate

Committee on Community and Regional Affairs



Official Business

Senator Edna DeVries, Chairman
Members
Senator Ferguson, Vice Chairman
Senator Coghill
Senator Sturgulewski
Senator V. Fischer

Pouch V
Juneau, Alaska 99811

HB 186 -- An Act creating the Anchorage Coastal Wildlife
Refuge

Committee has before it CS, Resources

The committee heard the Senate companion bill, SB 19
on Jan 29, and passed it out of committee on February 26

The bill establishes the Anchorage Coastal Wildlife Refuge
to be managed as a refuge for the protection of waterfowl,
shorebirds, salmon, and other fish and wildlife species
and their habitat and for the use and enjoyment of the people

The area of the Refuge is legally described.

Fish and Game and Dept Natural Resources exercise authority
within the Refuge consistent with a management plan that
is to be prepared by the Department of Fish and Game.

The management plan shall assure surface access to Fire
Island and recommend a corridor for constructed access and
utilities between Fire Island and the Anchorage mainland.

Certain Municipality of Anchorage ^{land} is to be included within
the Refuge and ~~shall~~ ^{such} land shall be managed by agreement
between F&G and the Municipality of Anchorage.

The State or the MOA may not acquire privately owned land
within the refuge by eminent domain; however such land may
be acquired by F&G or MOA by purchase/exchange.

Land and water within the Refuge is closed to mineral entry
under AS 38.05.185 - 38.05.275.

The management plan for the Refuge is to be completed within
one year of the effective date of the Act.



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

Finance Committee
Oil and Gas Committee

11920 Johns Road
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session:
Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4978/4979

May 3, 1985

Mr. Joe B. Mathis
816 Oceanview Drive
Anchorage, AK 99515

Dear Mr. Mathis,

I understand that you had some questions concerning a bill I have introduced, HB 186, relating to the Anchorage Coastal Wildlife Refuge. I wanted to take a moment to answer your questions and I am also enclosing a copy of the bill and a background/intent paper explaining what the bill does for your perusal.

First, HB 186 renames the existing Potter Point State Game Refuge the "Anchorage Coastal Wildlife Refuge". This was done to more accurately reflect the refuge's location and relation to the city of Anchorage, because the current name has resulted in many people mistakenly thinking that the refuge consists only of that area known as Potter Marsh. The refuge presently extends from Pt. Campbell southeasterly to Potter Creek, thus it already borders, or is near, your home. The bill would extend the refuge northward from Pt. Campbell to Pt. Woronzof to include municipal wetlands which are currently zoned Preservation Wetlands. This would facilitate uniform management of Anchorage's coastline.

All existing regulations now in effect for the refuge would still apply, and there would be no new or additional regulations. In fact, a measure of protection for home and property owners located within refuge boundaries is included within the bill that is not presently applicable. That measure is that property can not be acquired by the Municipality of Anchorage or the State through eminent domain for inclusion in the refuge. In other words, property would have to be purchased, exchanged, or some other arrangement agreed upon.

I hope this addresses any concerns you may have had. If you have any further questions please feel free to call my office collect. Thank you, and I look forward to hearing from you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mike Szymanski".

Mike Szymanski
Your Representative

MS/jk
Enclosures

Municipality of Anchorage



POUCH 6-650
ANCHORAGE, ALASKA 99502-0650
(907) 264-4317

TONY KNOWLES,
MAYOR

DEPARTMENT OF PROPERTY & FACILITY MANAGEMENT

May 10, 1985

Senator Edna B. DeVries
State Capitol, Room 427
Pouch V
Juneau, Alaska 99811

RE: HB 186--Anchorage Coastal Wildlife Refuge

Dear Senator DeVries:

This letter responds to your concerns about the proposed Anchorage Coastal Wildlife Refuge. The proposed refuge will have no impact on private property because in the vicinity of Bayshore, Oceanview and other residential neighborhoods in south Anchorage the refuge simply overlays and renames the existing Potter Point State Game Refuge. The only addition to the refuge is between Point Campbell and Point Woronzof, west of Anchorage International Airport where the Municipality and the State are the upland landowners. Private inholdings within the refuge may only be purchased from willing sellers; taking land by condemnation is forbidden.

Specifically, the Anchorage Coastal Wildlife Refuge will have no effect on the location of the proposed Anchorage Coastal Trail which is routed seaward of all residential lots. (See enclosed maps and trail route description.) As one of the key Municipal employees involved in the Coastal Trail route study, I am keenly aware of the concerns Oceanview and Shore Drive residents have expressed about the Coastal Trail, which in an early draft of the route study was proposed to cross private property. In 1983, following extensive discussion with property owners, the Coastal Trail route was located seaward of upland residential lots placing it within the Potter Point Refuge. Therefore, the approved Coastal Trail route would be within the Anchorage Coastal Wildlife Refuge.

The Municipality would have no objection to language in the legislation which provides that the refuge master plan would be reviewed periodically, however, this is a matter on which you may wish to consult with Department of Fish and Game.

Sincerely,

A handwritten signature in cursive script, appearing to read "Peter Scholes".

Peter Scholes
Property Management Officer

enclosure

cc: Suzanne Tryck



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

Finance Committee
Oil and Gas Committee

11920 Johns Road
Anchorage, Alaska 99515
Phone (907) 549-3373
Mail in Session
Room 4
State Capitol
Juneau, Alaska 99801
(907) 465-4978 4979

May 3, 1985

TO: Senator Edna DeVries, Chairman
Senate Community & Regional Affairs Committee

FROM: Representative Mike Szymanski

RE: HB 186 - Anchorage Coastal Wildlife Refuge

I would like to request scheduling of HB 186, establishing the Anchorage Coastal Wildlife Refuge, for hearing before your committee next week. I am enclosing a background/intent paper which explains what the bill does in its entirety, and I am also including a map.

Also enclosed is a copy of the letter I have sent to the 5 people who expressed some questions about the bill at the recent Oceanview Homeowners Association teleconference. I will also be contacting each of these people by phone this weekend. I believe their concerns were addressed for the most part at the teleconference. However, if there are still concerns or any suggestions for changes in the bill, I will be sure to address them to the committee for action at the time of hearing.

Thank you very much for your consideration of my request.

P.S. This bill clears up the property line problems for our bluff constituents.



Alaska State Legislature

House of Representatives

Representative Mike Szymanski

Finance Committee

Oil and Gas Committee

11920 John Rugg
Anchorage, Alaska 99515
Phone (907) 349-3373

While in Session
Pouch V

State Capitol
Juneau, Alaska 99811
(907) 465-4978-4979

May 3, 1985

To: Senator Edna DeVries, Chairman
Senate Community & Regional Affairs Committee

From: Representative Mike Szymanski

Re: Background/Intent of HB 186 - Anchorage Coastal Wildlife Refuge

In 1971 the Alaska State Legislature created Potter Point State Game Refuge (AS 16.20.030 (b)) which extends southeasterly along the coastline of Anchorage from Pt. Campbell to Potter Creek. This easily accessible, urban refuge provides excellent wildlife viewing opportunities for city residents, and it enhances the Anchorage economy through its value as a tourist attraction.

In June 1983, the Municipality of Anchorage (MOA) established the Potter Marsh Task Force to address management problems that were developing both within and around the refuge, and to subsequently make recommendations for action. This legislation is one of the task force's recommendations for improving management of the refuge, and it is supported by the MOA, Alaska Department of Fish and Game (ADF&G), Alaska Department of Natural Resources (DNR), and interested public members.

HB 186 would:

1) Rename the existing Potter Point State Game Refuge the "Anchorage Coastal Wildlife Refuge".

Section 1, AS 16.20.031 (a) would establish the Anchorage Coastal Wildlife Refuge to be managed for the protection of waterfowl, shore birds, salmon, and other fish and wildlife species, and their habitat and for the use and enjoyment of the people of the state. Section 3 repeals AS 16.20.030 (b) which is the existing statute establishing the Potter Point State Game Refuge. This new name more accurately reflects the refuge's location and relation to the city of Anchorage.

2) Provide a precise legal description, in surveyable section lines, of the boundaries of the state-owned land and water included in the refuge.

The 1971 legislation reads, "The following described state-owned land and adjacent state water, excluding existing and applied-for highway, pipelines and railway rights-of-way as of May 20, 1971, are established as the Potter Point State Game Refuge: All land and water south and west of and adjacent to the toe of the bluff which extends from Campbell Point southeasterly to Potter Creek." This language does not define any real or measurable limit as to how

far the refuge boundary extends seaward, and the inland boundary is open to wide interpretation. Many times this lack of clarity has resulted in confusion for state agencies, private development interests, and the general public. Therefore HB 186 in Section 1, subsections (1) through (7) describes in detail the legal refuge boundaries.

3) Add additional tidelands and near shore upland to the existing refuge.

The MOA has asked that refuge boundaries be expanded northward from Pt. Campbell to Pt. Woronzof to include municipally owned wetlands within the refuge for management by ADF&G. In 1979, under the Anchorage Coastal Zone Management Plan, these lands were identified as Areas Meriting Special Attention and classified as Preservation Wetlands. Inclusion of these lands within the refuge does not afford them any more protection than they already have under the preservation status, but would facilitate the uniform management of Anchorage's coastal lands. The new boundaries (described in Section 1, subsections (1) through (7)) were cooperatively drawn by the MOA, ADF&G, and DNR.

4) Restrict the state and municipality from acquiring property by eminent domain for inclusion within the refuge.

This would protect private property owners by requiring that property to be included within the Anchorage Coastal Wildlife Refuge be acquired through purchase, exchange, or otherwise (Section 1, (e)), and prohibiting acquisition by eminent domain.

5) Provide for management of the refuge by ADF&G and DNR.

Section 1 (b) provides that, as in the past, both ADF&G and DNR would exercise their respective authorities over the refuge, except as provided in Section 1 (d). Management of the Anchorage Coastal Wildlife Refuge will be consistent with a management plan prepared by the ADF&G under AS 16.20.040 - 16.20.060. The plan will be completed within one year of the effective date of this Act (Section 2).

The management plan prepared by ADF&G shall recommend a corridor for transportation and utilities between Fire Island and the Anchorage mainland (Section 1 (c)). This is to ensure access to the island's landowners for future development and would also be of economic benefit to the MOA.

Hunting, as in the past and in accordance with state regulations, will continue to be allowed on state-owned lands within the refuge west and north of the Alaska Railroad.

While the land and water areas of the Anchorage Coastal Wildlife Refuge are closed to mineral entry under AS 38.05.185 - 38.05.275, the boundary extension north of Pt. Campbell was drawn so that all previously issued offshore mining permits were excluded from within the refuge. Oil and gas leasing will not be affected (Section 1 (f)) by this legislation.

Senate shouldn't lose sight of wildlife refuge measure

By GREG JONES

The Alaska Senate has an opportunity this session to approve legislation of real and lasting benefit to Anchorage: House Bill 186, creating the Anchorage Coastal Wildlife Refuge. HB 186 would provide an area in which Anchorage residents and visitors could experience Alaska's natural heritage, and would also make life easier for public administrators, private developers and property owners alike by resolving coastal boundary questions.

The measure, introduced by Rep. Mike Szymanski, would rename and enlarge (by roughly 6.6 square miles) the existing Potter Point State Game Refuge. The habitats of waterfowl, shore birds, salmon and other fish and wildlife species would be protected within the refuge boundaries, which would extend southeasterly along the Anchorage coastline from Pt. Woronzof to Potter Point.

A consensus was produced after two years of study by the Municipality of Anchorage's Potter Marsh Task Force that such legislation was needed. The task force received input from throughout the Anchorage bowl, from community councils, private development interests, homeowners and groups such as the local Audubon Society, as well as state and local government officials. Support for the new refuge was overwhelming, and there are numerous reasons why HB 186 deserves such support:

Crisis Line help thanked

During the past month three valley businesses, Valley Lanes, the Mat-su Fitness Center, and the Mat-Su Valley Federal Credit Union, along with dozens of caring residents, were involved in fund-raising efforts that have made it possible to keep the Mat-Su Crisis Line operating. Without their hard work and involvement we might not be here serving the valley with over-the-phone coun-



- The bill would provide for uniform management of Anchorage coastal lands, improving management efficiency. Municipal parklands within the refuge would be managed as part of the uniform plan.

- The rights of private property owners would be protected; acquisition by eminent domain on the part of the state or municipality would be strictly prohibited.

- Oil and gas leasing would not be affected by this legislation. All valid existing rights to mineral exploration would be protected as well.

- A precise boundary designation would be provided for the coastal area, thus clarifying the picture for future private development.

- A management plan to be prepared by the State Department of Fish and Game would provide a corridor for utilities and transporta-

tion between Fire Island and the Anchorage mainland, again clarifying future development options.

- An easily accessible urban refuge would allow city residents to appreciate Alaska wildlife, and would be a boon to the Anchorage economy through its value as a tourist attraction.

With so much to recommend it, can passage of HB 186 by the Senate be in doubt?

Possibly. Senators have been understandably preoccupied this session with dwindling state revenues, the longevity bonus program and other important issues. Much of the legislation considered by the Senate has been controversial and complex, requiring a time-consuming process of scrutiny and debate.

But time is running out on this legislative session. Bills as non-controversial and free of negatives as HB 186 are few and far between. The Senate could approve this bill quickly, leaving valuable time to address unfinished business before the session's mandatory expiration.

The Anchorage Assembly in February passed a resolution endorsing the refuge, and last month the House of Representatives passed HB 186 by the unheard-of vote of 40-0.

It was with surprise then, that supporters of the bill noted its initial referral in the Senate to four committees, usually an indication of a desire to "kill" a measure. In

addition, Sen. Edna DeVries of the "Doughnut District" requested and received an added referral of the bill to her Community and Regional Affairs Committee. The bill is currently in her committee, awaiting a hearing.

The senators with the greatest power to influence passage of HB 186 represent Anchorage. Sens. Mitch Abood and Arliss Sturgelewski chair, respectively, the State Affairs and Resources Committees, both of which have recommended passage; Sen. Jan Faiks is co-chair of Finance; Sen. Tim Kelly heads Rules, which is the committee of last referral; and Sen. Rick Halford is Majority Leader, whose job it is to guide legislation on the Senate floor.

Anchorage residents who want to see the Anchorage Coastal Wildlife Refuge become a reality should leave nothing to chance. Free public opinion messages, stating support of HB 186, may be sent via the Legislative Information Office (274-3668) to all state senators.

The Senate now has an opportunity to give something to Anchorage which would become integral to the identity of a dynamic city with a unique heritage.

Greg Jones is an Anchorage developer, member of the Planning and Zoning Commission, and member of the Potter Marsh Task Force.

Letters from the people

"Letters from the people" is your space to comment on nearly any topic, subject only to

airline tickets. Be advised: if you travel on Seair, and lose your ticket, you must purchase a new ticket. And, you will not be reimbursed for your lost ticket; unless, of course, they change their policy.

Mark Air, Western, and Alaska Airlines will refund for lost tickets. It can take three to six months to complete the process, but, there is a process.

When you travel, a reminder: guard your



Official Business

Alaska State Legislature

Senate

Committee on Community and Regional Affairs

Senator Edna DeVries, Chairman

Members:

Senator Ferguson, Vice Chairman

Senator Coghill

Senator Sturgulewski

Senator V. Fischer

Pouch V

Juneau, Alaska 99811

May 7, 1985

Bob Breeze
520 Oceanview
Anchorage, AK 99515

Dear Bob:

As you know, there is a bill under consideration entitled "Anchorage Coastal Wildlife Refuge", that affects the Oceanview Subdivision. There are bills in both Houses of the Legislature: SB 19 by Senators Vic Fischer and Jay Kerttula; and HB 186 by Representatives Szymanski and Clocksin. The House bill is further along in that it has passed the House and is now in my committee for consideration.

It is my understanding that Representative Szymanski has been in touch with a number of Oceanview homeowners in order to work out any problems they may have with the legislation. I am attaching a copy of the legislation that is now before my committee for your review.

Please let me know at your very earliest convenience if you have any comments on this legislation. Representative Szymanski is anxious to have my committee consider HB 186, and I intend to do so after I have some input from residents of Oceanview. Feel free to call my office directly with your comments. If I am not available, you may convey any suggestions you have to the Committee Aide, Yvonne Alford.

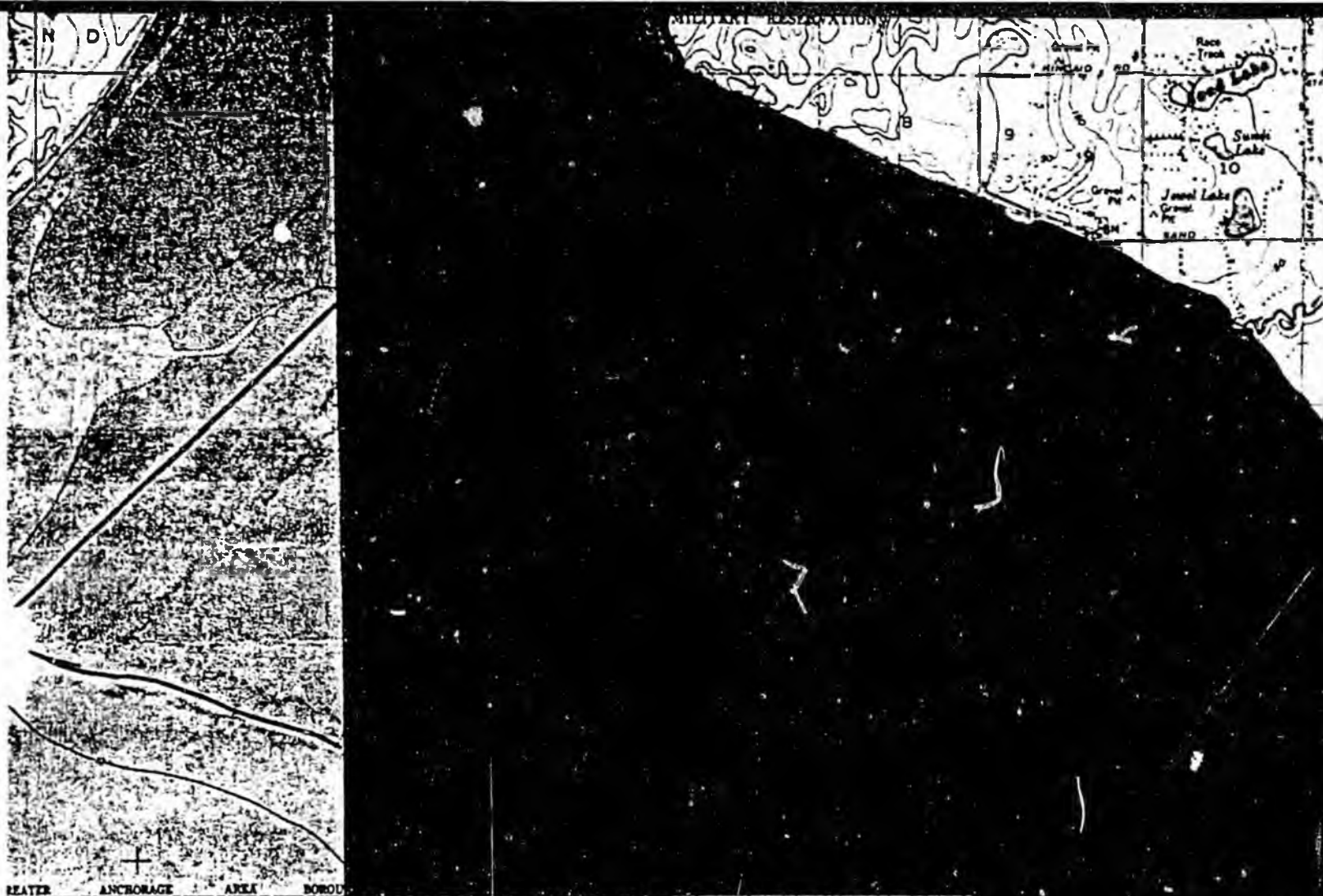
Yours very truly,

Edna DeVries
Senator

EDV:ym:ta

Enclosure





THE FOLLOWING DOCUMENT HAS
NOT BEEN FILMED BUT IS
AVAILABLE IN THE ORIGINAL
FILE

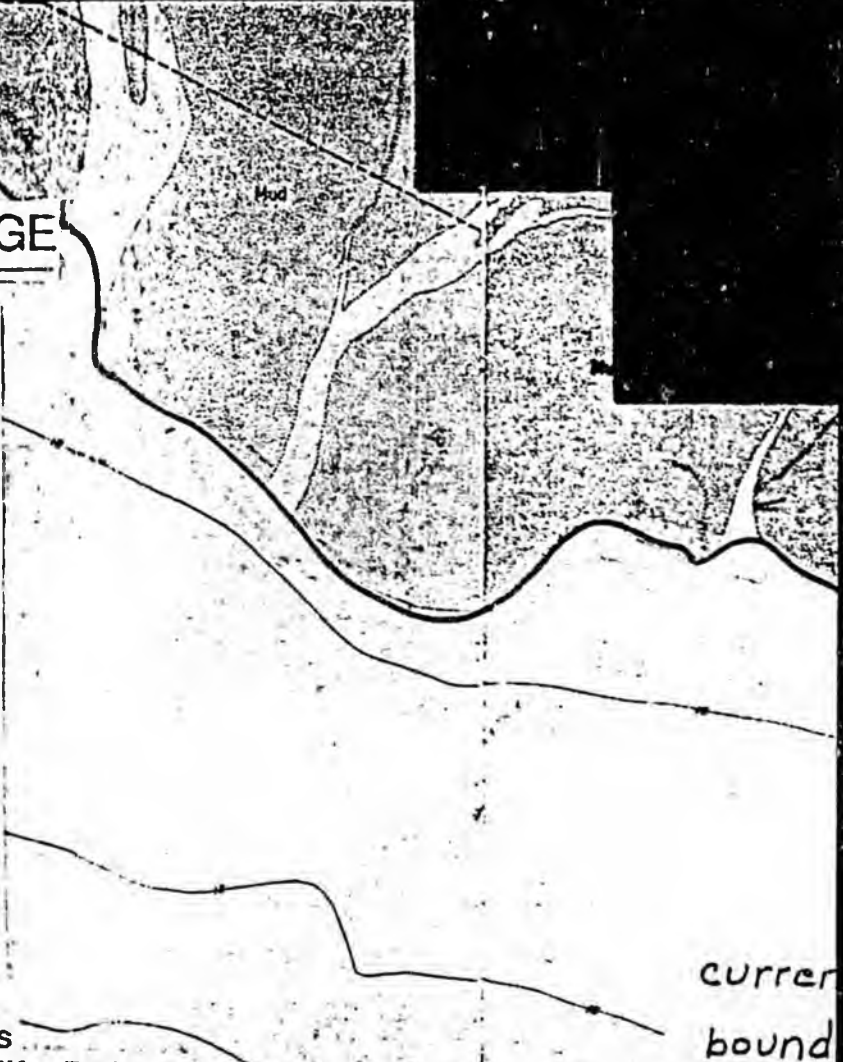


SEATTLE ANCHORAGE AREA BOROUGH
KENAI PENINSULA BOROUGH

PROPOSED ANCHORAGE

COASTAL STATE WILDLIFE REFUGE

- State Land 
- Municipal Land 
- Private Lands 
- Alaska Railroad 



current
bound

This map approximates land ownership patterns in the Proposed Anchorage Coastal State Wildlife Refuge