

HB

2 4 4

HOUSE COMMITTEE REPORT

(11)

Date referred: 4/27/87

FURTHER REFERRALS:

DATE: 5/7/87

The Finance Committee has considered HB 244

"An Act relating to the addition of land to Kachemak Bay State Park and Kachemak Bay State Wilderness Park."

RECOMMENDS:

- replace with CS HB 244 (Res.) the same title
- attached amendment(s) a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the _____ Committee

ADOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- fiscal impact same as previous fiscal note published 4-27-87
- zero fiscal note same as previous zero fiscal note published _____
- zero with analysis

SIGNING DO PASS:

DAVIS [Signature]

SWACK-HAMMER [Signature]

GOLL [Signature]

LARSON [Signature]

POURCHOT [Signature]

SIGNING OTHER RECOMMENDATIONS:

WALLIS [Signature] no rec

FRANK [Signature] NO Rec

RIEGER [Signature] No Recommendation

BOYER [Signature] NO rec.

[Signature] Vice-Chair

Chairman's signature

STATE OF ALASKA 1987 LEGISLATIVE SESSION
FISCAL NOTE

REQUEST: _____

Bill Version: CSHB 244(Res)
Publish Date: HOUSE 4/27/87

Revision Date: April 14, 1987
Title: Addition to Kachemak Bay State Park

Agency Affected: DNR-Div's Parks and Outdoor Rec & Land and Water Mgr
BRU: Park Management

Sponsor: Navarre/Swackhammer
Requestor: House Resources Committee

Comments: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES		16.5	16.5	16.5	16.5	16.5
TRAVEL		.5	.5	.5	.5	.5
CONTRACTUAL		1.0	1.0	1.0	1.0	1.0
SUPPLIES		1.0	1.0	1.0	1.0	1.0
EQUIPMENT		1.0				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		20.0	19.0	19.0	19.0	19.0

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND		20.0	19.0	19.0	19.0	19.0
FEDERAL FUNDS						
OTHER						
TOTAL		20.0	19.0	19.0	19.0	19.0

POSITIONS:

FULL-TIME		1S	1S	1S	1S	1S
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Prepared by: Neil Johannsen/Linda Kruger
Division: Parks and Outdoor Recreation

Phone: 465-2400
Date: April 14, 1987

Approved by Commissioner: *Carol Williams for Smb*
Agency: Natural Resources

Date: 4/15/87

- Distribution (by preparer):
- Legislative Finance
 - Legislative Sponsor
 - Requestor
 - Office of Management and Budget
 - Impacted Agency(ies)
 - Senate Secretary

CONTINUATION of FISCAL NOTE ANALYSIS

No. 1
CSHB 244 (Re:
4/27/87

For Bill/Resolution No. _____

- 100 - 16.5 for a seasonal Park Ranger I, range 14 to be stationed in the park for five months each year. Salary and benefits are 3,300/month.
- 200 - 0.5 for occasional travel between the park duty station and Kenai Peninsula headquarters or Anchorage central office.
- 300 - 1.0 for boat maintenance and one aircraft charter per season for inspection of the Nuka Island area.
- 400 - 1.0 for ranger supplies.
- 500 - 1.0 for a one time expense to purchase a surplus boat and motor.

Original sponsors: Navarre and Swackhammer

1 IN THE HOUSE BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 244 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

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

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

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

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

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

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

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

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

6 Chugachik Island

7 Sections 31 - 32

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

9 Section 2: Lot 1, excluding Tract A

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

11 N1/2SW1/4

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

13 Section 8: E1/2NE1/4, E1/2SE1/4, NW1/4SE1/4

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

15 W1/2NW1/4

16 Section 10: Lot 1

17 Section 16: Lot 1

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

19 Section 18: Lot 1, SE1/4, E1/2NE1/4

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

21 Section 20: Lot 1

22 Sections 24 - 25, excluding tide and submerged land

23 within the Kachemak Bay Critical Habitat Area

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

25 within the Kachemak Bay Critical Habitat Area

26 Sections 35 - 36, excluding tide and submerged land

27 within the Kachemak Bay Critical Habitat Area

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

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

1 Sections 1 - 4

2 Section 5: N1/2

3 Sections 7 - 36

4 (5) [(4)] Township 7 South, Range 12 West, Seward Meridian

5 Section 12, except N1/2 NE1/4

6 Section 13

7 Sections 19 - 36

8 (6) [(5)] Township 7 South, Range 13 West, Seward Meridian

9 Sections 25 - 26

10 Sections 35 - 36 [25, 26, 35 AND 36]

11 (7) [(6)] Township 8 South, Range 11 West, Seward Meridian

12 Sections 1 - 8

13 Section 9: N1/2

14 Section 10: N1/2

15 Section 11: N1/2

16 Section 12: N1/2

17 Sections 17 - 18 [17 AND 18]

18 (8) [(7)] Township 8 South, Range 12 West, Seward Meridian

19 (9) [(8)] Township 8 South, Range 13 West, Seward Meridian

20 Sections 1 - 2 [1 AND 2]

21 Sections 10 - 14

22 Section 15: E1/2

23 Section 18: Lot 10 (general grant land only)

24 Section 23: N1/2 and SE1/4

25 Sections 24 - 25 [24 AND 25]

26 Section 26: E1/2

27 Section 35: E1/2

28 Section 36

29 (10) Township 9 South, Range 8 West, Seward Meridian

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Sections 7 - 10

Sections 15 - 22

Sections 27 - 34

(11) Township 9 South, Range 9 West, Seward Meridian

Section 13

Sections 24 - 25

Sections 35 - 36

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

Sections 1 - 6

Section 8: NE1/4

Sections 9 - 12

Section 13: N1/2

Section 14: N1/2

(13) [(10)] Township 9 South, Range 13 West, Seward Meridian

Sections 1 - 2 [1 AND 2]

(14) Township 10 South, Range 8 West, Seward Meridian

Sections 4 - 8

Sections 17 - 19

(15) Township 10 South, Range 9 West, Seward Meridian

Sections 1 - 4

Sections 10 - 15

Sections 22 - 24

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

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

1 within the following described parcels is reserved from all uses
2 incompatible with its primary function as a wilderness park and is
3 assigned to the department for control and maintenance:

4 (1) Township 8 South, Range 11 West, Seward Meridian

5 Section 9: S 1/2

6 Section 10: S 1/2

7 Section 11: S 1/2

8 Section 12: S 1/2

9 Sections 13 - 16

10 Sections 19 - 36

11 (2) Township 9 South, Range 8 West, Seward Meridian

12 Section 2: W1/2

13 Sections 3 - 6

14 (3) Township 9 South, Range 9 West, Seward Meridian

15 Sections 1 - 12

16 Sections 14 - 23

17 Sections 26 - 34

18 (4) Township 9 South, Range 10 West, Seward Meridian

19 Sections 1 - 3

20 Sections 10 - 15

21 Sections 22 - 27

22 Sections 34 - 36

23 (5) [(2)] Township 9 South, Range 12 West, Seward Meridian

24 Section 7

25 Section 8: S 1/2 and NW 1/4

26 Section 13: S 1/2

27 Section 14: S 1/2

28 Sections 15 - 36

29 (6) [(3)] Township 9 South, Range 13 West, Seward Meridian

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

STATE OF ALASKA
1988 LEGISLATIVE SESSION

BILL VERSION: CSHB 244
PUBLISH DATE: _____

FISCAL NOTE

REQUEST:

Revision Date: 3/1/88 Agency Affected: DNR - Div. Parks & Outdoor Rec.
Title: Addition to Kachemak Bay BRU: Park Management
State Park
Sponsor: Navarre/Swackhammer Components: _____
Requestor: Senate Community & Regional Affairs
Committee

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		16.5	16.5	16.5	16.5	16.5
TRAVEL		5	5	5	5	5
CONTRACTUAL		1.0	1.0	1.0	1.0	1.0
SUPPLIES		1.0	1.0	1.0	1.0	1.0
EQUIPMENT		1.0				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		20.0	19.0	19.0	19.0	19.0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		20.0	19.0	19.0	19.0	19.0
FEDERAL FUNDS						
OTHER						
TOTAL		20.0	19.0	19.0	19.0	19.0

POSITIONS:

FULL-TIME						
PART-TIME		1	1	1	1	1
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary) (See Attachment)

HB 244 provides for additions to Kachemak Bay State Park and Wilderness Park of important public access points, scenic and recreational values, marine and upland habitat and areas which will enhance the tourism potential of the area.

Prepared by: Neil C. Johansen Phone: 762-2600
Division: Parks & Outdoor Recreation Date: 3/1/88
Approved by Commissioner: Lawrence Johnston for Commissioner Date: 3/1/88
Agency: Department of Natural Resources

Distribution (by preparer):
Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

MAR 3 1988

Position Title Park Ranger I		No. of Positions 1	Range/Step 14A	Barg. Unit GGU
Time Status PPT	Staff Months 5	Location Homer		Election District D, 5-A
		Justification HB 244		
Type of Expenditure		Amount		
1	2	3		
Salary	12.2			
Benefits	4.3			
Premium Pay				
Other				
Total Personal Services		16.5		
Travel		.5		
Contractual		1.0		
Commodities		1.0		
Equipment		1.0		
Other				
Total Cost		20.0		
Funding Source for Total Cost				
Federal Receipts	1002			
G. F. Match	1003			
General Fund	1004	20.0		
GF Program Receipts	1005			
Other				

Funding for a five month seasonal Park Ranger I to be stationed in Homer. The ranger will be responsible for visitor services, resource protection, recruiting and supervising volunteers park development and emergency services. Access to the park is primarily by water and visitors often encounter difficult tidal and weather conditions. The ranger provides essential public safety services and visitor information.

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**Request For
New Position**

Agency NATURAL RESOURCES
 BRU Parks & Outdoor Recreation
 Component Parks Management

FY 89

Page 1 of 1
 Revised Date 3/1/88

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

OFFICE OF THE COMMISSIONER

STEVE COWPER, GOVERNOR

400 WILLOUGHBY AVE.
JUNEAU, ALASKA 99801-1796
PHONE: (907) 465-2400

March 1, 1988

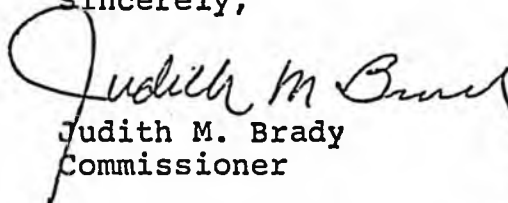
The Honorable Arliss Sturgulewski
Chair, Community and Regional
Affairs Committee
P.O. Box V
Alaska State Legislature
Juneau, AK 99811

Dear Senator Sturgulewski:

Subject: CSHB 244 - Additions to Kachemak Bay State Park
and Wilderness Park.

Position: The Department of Natural Resources supports
HB 244 as amended. The completion of the University of
Alaska land settlement and the Mental Health Lands agree-
ment remove any actively competing interests in these lands.

Sincerely,


Judith M. Brady
Commissioner

cc: Bill Sponsor
Committee Members
Rod Swope
Bob Evans

Original sponsors: Navarre and Swackhammer

1 IN THE HOUSE BY THE RESOURCES COMMITTEE
2 CS FOR HOUSE BILL NO. 244 (2d Resources)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to the addition of land to Kachemak
7 Bay State Park and Kachemak Bay State Wilderness
8 Park."
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
10 * Section 1. LEGISLATIVE FINDINGS. The legislature, in its designation
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14 subdivision. On Nuka Island, in recognition of planning conducted by the
15 commissioner of natural resources under AS 38.04.065, the legislature
16 intends that the island support
17 (1) a commercial lodge in a suitable place;
18 (2) renovation of existing facilities at Herring Pete's Cove;
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20 cabins;
21 (4) docks, trails, and moorings necessary to provide for recre-
22 ational use; and
23 (5) maintenance of Berger Bay in an undeveloped state.
24 * Sec. 2. AS 41.21.131(a) is amended to read:
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26 acquired in the future by the state, lying within the parcels describ-
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6 Chugachik Island

7 Sections 31 - 32

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

9 Section 2: Lot 1, excluding Tract A

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

11 N1/2SW1/4

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

13 Section 8: E1/2NE1/4, E1/2SE1/4, NW1/4SE1/4,

14 SW1/4SE1/4

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

16 W1/2NW1/4, N1/2NE1/4SE1/4, SW1/4NE1/4SW1/4,

17 excluding Lot 6

18 Section 10: Lot 1

19 Section 16: Lot 1

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

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

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

23 Section 20: Lot 1

24 Sections 24 - 25, excluding tide and submerged land

25 within the Kachemak Bay Critical Habitat Area

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

27 within the Kachemak Bay Critical Habitat Area

28 Sections 35 - 36

29 (3) [(2)] Township 6 South, Range 11 West, Seward Meridian

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

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

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

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

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

27 ed in this section are designated as the Kachemak Bay State Wilderness

28 Park. In order to protect and preserve this land and water for its

29 unique and exceptional wilderness value, the park is established and

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

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

6 Section 9: S 1/2

7 Section 10: S 1/2

8 Section 11: S 1/2

9 Section 12: S 1/2

10 Sections 13 - 16

11 Sections 19 - 36

12 (2) Township 9 South, Range 8 West, Seward Meridian

13 Section 2: W1/2

14 Sections 3 - 6

15 (3) Township 9 South, Range 9 West, Seward Meridian

16 Sections 1 - 12

17 Sections 14 - 23

18 Sections 26 - 34

19 (4) Township 9 South, Range 10 West, Seward Meridian

20 Sections 1 - 3

21 Sections 10 - 15

22 Sections 22 - 27

23 Sections 34 - 36

24 (5) [(2)] Township 9 South, Range 12 West, Seward Meridian

25 Section 7

26 Section 8: S 1/2 and NW 1/4

27 Section 13: S 1/2

28 Section 14: S 1/2

29 Sections 15 - 36

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7 (9) [(6)] Township 10 South, Range 11 West, Seward Meridian
8 (10) [(7)] Township 10 South, Range 12 West, Seward Meridian
9 (11) [(8)] Township 11 South, Range 10 West, Seward Meridian
10 (12) [(9)] Township 11 South, Range 11 West, Seward Meridian
11 (13) [(10)] Township 11 South, Range 12 West, Seward Merid-

12 ian

13 Sections 1 - 10
14 Section 11: W 1/2 and E 1/2
15 Sections 12 - 17
16 Sections 21 - 24.

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

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

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

1 IN THE HOUSE

BY NAVARRE AND SWACKHAMMER

2

HOUSE BILL NO. 244

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

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

7

Bay State Park and Kachemak Bay State Wilderness

8

Park."

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

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16

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17

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18

primary function as a scenic park and is assigned to the department

19

for control, development and maintenance:

20

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

21

Chugachik Island

22

Sections 19 - 20

23

Section 28: W1/2

24

Sections 29 - 32

25

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

26

Section 2: Lot 1, excluding Tract A

27

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

28

N1/2SW1/4

29

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

1 Section 8: E1/2NE1/4, E1/2SE1/4, NW1/4SE1/4

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

3 W1/2NW1/4

4 Section 10: Lot 1

5 Section 16: Lot 1

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

7 Section 18: Lot 1, SE1/4, E1/2NE1/4

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

9 Section 20: Lot 1

10 Sections 24 - 25

11 Section 26: SE1/4

12 Sections 35 - 36

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18 (5) [(4)] Township 7 South, Range 12 West, Seward Meridian

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29 Section 11: N1/2

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3 (8) [(7)] Township 8 South, Range 12 West, Seward Meridian
4 (9) [(8)] Township 8 South, Range 13 West, Seward Meridian
5 Sections 1 - 2 [1 AND 2]
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7 Section 15: E1/2
8 Section 18: Lot 10
9 Section 23: N1/2 and SE1/4
10 Sections 24 - 25 [24 AND 25]
11 Section 26: E1/2
12 Section 35: E1/2
13 Section 36
14 (10) Township 9 South, Range 8 West, Seward Meridian
15 Sections 7 - 10
16 Sections 15 - 22
17 Sections 27 - 34
18 (11) Township 9 South, Range 9 West, Seward Meridian
19 Section 13
20 Sections 24 - 25
21 Sections 35 - 36
22 (12) [(9)] Township 9 South, Range 12 West, Seward Meridian
23 Sections 1 - 6
24 Section 8: NE1/4
25 Sections 9 - 12
26 Section 13: N1/2
27 Section 14: N1/2
28 (13) [(10)] Township 9 South, Range 13 West, Seward Meridian
29 Sections 1 - 2 [1 AND 2]

- 1 (14) Township 9 South, Range 14 West, Seward Meridian
- 2 Section 6: Lot 4
- 3 (15) Township 10 South, Range 8 West, Seward Meridian
- 4 Sections 4 - 8
- 5 Sections 17 - 19
- 6 (16) Township 10 South, Range 9 West, Seward Meridian
- 7 Sections 1 - 4
- 8 Sections 10 - 15
- 9 Sections 22 - 24

10 * Sec. 2. AS 41.21.140(a) is amended to read:

11 (a) The presently state-owned land and water, and all that
 12 acquired in the future by the state, lying within the parcels describ-
 13 ed in this section are designated as the Kachemak Bay State Wilderness
 14 Park. In order to protect and preserve this land and water for its
 15 unique and exceptional wilderness value, the park is established and
 16 shall be managed as a wilderness park. The land and water lying
 17 within the following described parcels is reserved from all uses
 18 incompatible with its primary function as a wilderness park and is
 19 assigned to the department for control and maintenance:

- 20 (1) Township 8 South, Range 11 West, Seward Meridian
- 21 Section 9: S 1/2
- 22 Section 10: S 1/2
- 23 Section 11: S 1/2
- 24 Section 12: S 1/2
- 25 Sections 13 - 16
- 26 Sections 19 - 36
- 27 (2) Township 9 South, Range 8 West, Seward Meridian
- 28 Section 2: W1/2
- 29 Sections 3 - 6

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

1

Sections 12 - 17

2

Sections 21 - 24.

STATE OF ALASKA 1987 LEGISLATIVE SESSION
FISCAL NOTE

Bill Version SHB 244 (RES)
Publish Date : _____

REQUEST: _____

Revision Date: _____
Title : HB 244

Agency Affected: Fish and Game
BRU: _____

Sponsor: Navarre & Swackhammer
Requestor: _____

Components : _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary)

Prepared by: Bruce H. Baker Phone: 465-4105
Division: Habitat Date: _____

Approved by Commissioner: Norman Aldrich Date: 4-16-87
Agency: _____

- Distribution (by preparer):
- Legislative Finance
 - Legislative Sponsor
 - Requestor
 - Office of Management and Budget
 - Impacted Agency(ies)
 - Senate Secretary

RECEIVED
APR 20 1987



STATE OF ALASKA
OFFICE OF THE GOVERNOR
BILL ANALYSIS

DEPARTMENT Fish and Game	DIVISION Habitat	BILL NUMBER HB 244	SPONSOR Navarre & Swackhammer
DEPARTMENT POSITION Support with amendment			
PREPARED BY BB Habitat Division	DATE 4/14/87	COMMISSIONER'S SIGNATURE <i>[Signature]</i>	DATE 4/16/87

SUMMARY

OTHER AGENCIES AFFECTED BY BILL None Known	CONSTITUENT GROUP(S) AFFECTED BY BILL Recreational, commercial fishermen; hunters; Homer area residents
ORGANIZATIONAL SUPPORT FOR BILL None Known	ORGANIZATIONAL OPPOSITION TO BILL None Known

FISCAL IMPACT: NONE FISCAL NOTE ATTACHED

BACKGROUND/LEGISLATIVE INTENT
To increase the size of Kachemak Bay State Park and Kachemak Bay State Wilderness Park.

ANALYSIS OF BILL/PROGRAM EFFECTS
The bill would extend the Kachemak Bay State Park and Kachemak Bay State Wilderness Park to include portions of Kachemak Bay, the outer Kenai coast, Nuka Island, and the Cottonwood Creek/Eastland Creek area on the north shore of Kachemak Bay.
The park extension would include portions of Kachemak Bay Critical Habitat Area.

AMENDMENTS PROPOSED
Amend AS 41.21.131(a) to read: "(a) The presently state-owned land and water, excluding tide and submerged land, and all that acquired in the future by the state;
This amendment is necessary to prevent additions to Kachemak Bay State Park from encroaching into the existing Kachemak Bay State Critical Habitat Area. The critical habitat area is managed for protection of fish and wildlife habitat and should not be made a scenic park.

PLEASE ATTACH A SEPARATE SHEET FOR ADDITIONAL COMMENTS OR ANALYSIS.

Original sponsors: Navarre and Swackhammer

1 IN THE HOUSE BY THE RESOURCES COMMITTEE
2 CS FOR HOUSE BILL NO. 244 (Resources)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

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

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

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

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

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

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

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

5 (1) Township 5 South, Range 10 West, Seward Meridian
6 Chugachik Island
7 Sections 31 - 32

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

9 Section 2: Lot 1, excluding Tract A

10 Section 3: Lots 1 - 8, SW1/4NE1/4, S1/2NW1/4,
11 N1/2SW1/4

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

13 Section 8: E1/2NE1/4, E1/2SE1/4, NW1/4SE1/4

14 Section 9: Lots 1 and 2, NW1/4NE1/4, NE1/4NW1/4,
15 W1/2NW1/4

16 Section 10: Lot 1

17 Section 16: Lot 1

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

19 Section 18: Lot 1, SE1/4, E1/2NE1/4

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

21 Section 20: Lot 1

22 Sections 24 - 25, excluding tide and submerged land
23 within the Kachemak Bay Critical Habitat Area

24 Section 26: SE1/4, excluding tide and submerged land
25 within the Kachemak Bay Critical Habitat Area

26 Sections 35 - 36, excluding tide and submerged land
27 within the Kachemak Bay Critical Habitat Area

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

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

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

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

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

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

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

26 ed in this section are designated as the Kachemak Bay State Wilderness

27 Park. In order to protect and preserve this land and water for its

28 unique and exceptional wilderness value, the park is established and

29 shall be managed as a wilderness park. The land and water lying

1 within the following described parcels is reserved from all uses
2 incompatible with its primary function as a wilderness park and is
3 assigned to the department for control and maintenance:

4 (1) Township 8 South, Range 11 West, Seward Meridian

5 Section 9: S 1/2

6 Section 10: S 1/2

7 Section 11: S 1/2

8 Section 12: S 1/2

9 Sections 13 - 16

10 Sections 19 - 36

11 (2) Township 9 South, Range 8 West, Seward Meridian

12 Section 2: W1/2

13 Sections 3 - 6

14 (3) Township 9 South, Range 9 West, Seward Meridian

15 Sections 1 - 12

16 Sections 14 - 23

17 Sections 26 - 34

18 (4) Township 9 South, Range 10 West, Seward Meridian

19 Sections 1 - 3

20 Sections 10 - 15

21 Sections 22 - 27

22 Sections 34 - 36

23 (5) [(2)] Township 9 South, Range 12 West, Seward Meridian

24 Section 7

25 Section 8: S 1/2 and NW 1/4

26 Section 13: S 1/2

27 Section 14: S 1/2

28 Sections 15 - 36

29 (6) [(3)] Township 9 South, Range 13 West, Seward Meridian

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

1 IN THE HOUSE

BY NAVARRE AND SWACKHAMMER

2

HOUSE BILL NO. 244

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

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

7

Bay State Park and Kachemak Bay State Wilderness

8

Park."

9

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

10

* Section 1. AS 41.21.131(a) is amended to read:

11

(a) The presently state-owned land and water, and all that
12 acquired in the future by the state, lying within the parcels describ-
13 ed in this section are designated as the Kachemak Bay State Park. In
14 order to protect and preserve this land and water for its unique and
15 exceptional scenic value, the park is established and shall be managed
16 as a scenic park. The land and water lying within the following
17 described parcels is reserved from all uses incompatible with its
18 primary function as a scenic park and is assigned to the department
19 for control, development and maintenance:

20

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

21

Chugachik Island

22

Sections 19 - 20

23

Section 28: W1/2

24

Sections 29 - 32

25

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

26

Section 2: Lot 1, excluding Tract A

27

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

28

N1/2SW1/4

29

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

1 Section 8: E1/2NE1/4, E1/2SE1/4, NW1/4SE1/4

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

3 W1/2NW1/4

4 Section 10: Lot 1

5 Section 16: Lot 1

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

7 Section 18: Lot 1, SE1/4, E1/2NE1/4

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

9 Section 20: Lot 1

10 Sections 24 - 25

11 Section 26: SE1/4

12 Sections 35 - 36

13 (3) [(2)] Township 6 South, Range 11 West, Seward Meridian

14 (4) [(3)] Township 7 South, Range 11 West, Seward Meridian

15 Sections 1 - 4

16 Section 5: N1/2

17 Sections 7 - 36

18 (5) [(4)] Township 7 South, Range 12 West, Seward Meridian

19 Section 12, except N1/2 NE1/4

20 Section 13

21 Sections 19 - 36

22 (6) [(5)] Township 7 South, Range 13 West, Seward Meridian

23 Sections 25 - 26

24 Sections 35 - 36 [25, 26, 35 AND 36]

25 (7) [(6)] Township 8 South, Range 11 West, Seward Meridian

26 Sections 1 - 8

27 Section 9: N1/2

28 Section 10: N1/2

29 Section 11: N1/2

1 Section 12: N1/2
2 Sections 17 - 18 [17 AND 18]
3 (8) [(7)] Township 8 South, Range 12 West, Seward Meridian
4 (9) [(8)] Township 8 South, Range 13 West, Seward Meridian
5 Sections 1 - 2 [1 AND 2]
6 Sections 10 - 14
7 Section 15: E1/2
8 Section 18: Lot 10
9 Section 23: N1/2 and SE1/4
10 Sections 24 - 25 [24 AND 25]
11 Section 26: E1/2
12 Section 35: E1/2
13 Section 36
14 (10) Township 9 South, Range 8 West, Seward Meridian
15 Sections 7 - 10
16 Sections 15 - 22
17 Sections 27 - 34
18 (11) Township 9 South, Range 9 West, Seward Meridian
19 Section 13
20 Sections 24 - 25
21 Sections 35 - 36
22 (12) [(9)] Township 9 South, Range 12 West, Seward Meridian
23 Sections 1 - 6
24 Section 8: NE1/4
25 Sections 9 - 12
26 Section 13: N1/2
27 Section 14: N1/2
28 (13) [(10)] Township 9 South, Range 13 West, Seward Meridian
29 Sections 1 - 2 [1 AND 2]

- 1 (14) Township 9 South, Range 14 West, Seward Meridian
- 2 Section 6: Lot 4
- 3 (15) Township 10 South, Range 8 West, Seward Meridian
- 4 Sections 4 - 8
- 5 Sections 17 - 19
- 6 (16) Township 10 South, Range 9 West, Seward Meridian
- 7 Sections 1 - 4
- 8 Sections 10 - 15
- 9 Sections 22 - 24

10 * Sec. 2. AS 41.21.140(a) is amended to read:

11 (a) The presently state-owned land and water, and all that
12 acquired in the future by the state, lying within the parcels describ-
13 ed in this section are designated as the Kachemak Bay State Wilderness
14 Park. In order to protect and preserve this land and water for its
15 unique and exceptional wilderness value, the park is established and
16 shall be managed as a wilderness park. The land and water lying
17 within the following described parcels is reserved from all uses
18 incompatible with its primary function as a wilderness park and is
19 assigned to the department for control and maintenance:

- 20 (1) Township 8 South, Range 11 West, Seward Meridian
- 21 Section 9: S 1/2
- 22 Section 10: S 1/2
- 23 Section 11: S 1/2
- 24 Section 12: S 1/2
- 25 Sections 13 - 16
- 26 Sections 19 - 36
- 27 (2) Township 9 South, Range 8 West, Seward Meridian
- 28 Section 2: W1/2
- 29 Sections 3 - 6

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

- 1 Sections 12 - 17
- 2 Sections 21 - 24.

Alaska State Legislature



WHILE IN SESSION:
PO BOX V
JUNEAU, ALASKA 99811
(907) 465-3779

CHAIR, RULES COMMITTEE

HOME ADDRESS
PO BOX 169
KENAI, ALASKA 99511
(907) 262-3366

DISTRICT 5

Representative Mike Navarre

May 4, 1987

M E M O R A N D U M

TO: All members, House Finance Committee

FROM: Rep. Mike Navarre

SUBJECT: House Bill 244, "An Act relating to the addition of land to Kachemak Bay State Park and Kachemak Bay State Wilderness Park"

Attached is back-up material for the above legislation. This measure was introduced at the request of the Kachemak Bay State Park Advisory Board. I feel, as they do, that due to the high recreational and /or wilderness value of these lands, it is in the best public interest for them to not only to be maintained as public lands, but to be managed by the Division of Parks and Outdoor Recreation.

I respectfully urge your favorable consideration of CSHB 244 (Resources).

CSHB 244 (Resources)

JUSTIFICATION SUMMARY

NUKA ISLAND and NUKA UPLANDS: 62,766 acres total
42,092 acres land
20,674 acres water

Nuka Island has been identified in the U.S. Congressional Record for inclusion (and originally was) within the boundary designated for the Kenai Fjords National Park. As state land, it obviously cannot be part of the Kenai Fjords, but this is a good illustration of the nationally significant values this island area possesses.

Some of these values include:

Nuka Island area has some of the most varied life representation of littoral and sub-littoral marine ecosystem along Kenai Fjord area.

The outstanding scenic beauty, complementing hiking, fishing, boating, and similar recreational opportunities.

Management of a commercial lease for facility development on the west side of the island corresponds with the current DNR Nuka Island Management Plan. Development of recreational use and tourism growth by the Division of Parks would make Nuka Island the logical "jumping off" point for enjoyment of Kachemak Bay State Wilderness Park, Kenai Fjords National Park, and the island itself.

It is the only potential development link between Seward and Homer, via cruise ship and state ferry system, and is also the only sheltered potential development site from Gore Point to Cape Resurrection that is also safe from earthquake and tsunami waves.

NOTE:

Portions of Nuka Island have been made part of the current pool of lands offered in settlement to the University of Alaska by the DNR, Division of Land and Water Management. While this conflicts with the proposal to convert these lands to park status, the following facts should be given consideration:

1. Nuka Island has been identified by the Kachemak Bay State Park Advisory for inclusion into the park since 1982. The tentative selections by the DNR and University are recent - 1987. The Nuka Island Management Plan, completed in December of 1986, cites the island's high recreational potential.

CSHB 244 (Resources)
JUSTIFICATION SUMMARY (cont'd)

NUKA ISLAND and NUKA UPLANDS, cont'd.

2. In Appendix D of the DNR's Proposed Preliminary Decision ADL 223456 (dated March 24, 1987) creating the pool offered in settlement to the University, the Division of Parks and Outdoor Recreation position concerning the Nuka Island parcels was noted as follows:

"(DPOR) Objects to this transfer due to high public recreation and wildlife values. That division expressed concern that, even with covenants which restrict uses according to the management plan, a careful balancing is needed which may be incompatible with trust principles."

The Division of Land and Water Management has chosen not to follow this recommendation. Comments from agencies outside DNR were apparently not solicited during the preparation of this preliminary decision.

3. Though any conveyance on Nuka Island by the DNR to the University will be subject to the restrictions of the management plan, a question arises as to which agency becomes responsible for amendment of the management plan. It could be reasonably argued that any changes to the existing management plan on lands granted to the University would then become a function of the University, not DNR.

While this legislation is certainly not an attempt to prevent a successful settlement between the University and the state, for the above reasons the prime sponsor of HB 244 feels that the public interest is best served if management of Nuka Island is left to the DNR, Division of Parks and Outdoor Recreation, and not the University.

CSHB 244 (Resources)
JUSTIFICATION SUMMARY (cont'd)

AURORA LAGOON: 2,008 acres total
1,273 acres land
735 acres water

This is a logical boundary adjustment of the park. In discussion with former legislators, it seems apparent that the omission of Aurora Lagoon from the original legislation creating Kachemak Bay State Park was an oversight.

One landowner in the area has indicated a willingness to grant public easements and some land title if the area is added to the park. The lagoon is currently heavily utilized for recreational pursuits.

Other justification:

Excellent camping and hiking potential.

Potential as a public use cabin site.

Good fishing in area: salmon, crab, clams.

Aurora Lagoon offers not only high scenic and recreational values, but is one of the few areas of safe high tide moorage in this area of Kachemak Bay that is unaffected by inclement weather. In addition, there are good beach landing sites for small craft.

NOTE:

Aurora Lagoon lands are currently contained in the pool of lands offered in settlement to the University of Alaska by the DNR, Division of Land and Water Management. While this conflicts with the proposal to convert these lands to park status, the following facts should be given consideration:

1. The Kachemak Bay State Park Advisory Board identified Aurora Lagoon for inclusion in the Park in 1984, long before it was included in any University settlement.
2. In Appendix D of the DNR's Proposed Preliminary Decision ADL 223456 (dated March 24, 1987) creating the pool offered in settlement to the University, the Division of Parks and Outdoor Recreation position concerning Aurora Lagoon was noted:

"(DPOR) The land should be retained as it is proposed for an addition to Kachemak Bay State Park as partial compensation for land removed from the park by ANSCA and has high recreation and scenic values."

CSHB 244 (Resources)
JUSTIFICATION SUMMARY (cont'd)

AURORA LAGOON, cont'd:

The Division of Land and Water Management has chosen not to follow the Division of Parks recommendation, and comments from resource agencies outside DNR were apparently not solicited during this portion of the decision making process.

Once again, it has never been the intent of this legislation to prevent a successful settlement between the University and the state. It is the prime sponsor's belief, however, that recreational development of Aurora Lagoon by the Division of Parks, rather than the University, far better serves the public interest.

CSHB 244 (Resources)
JUSTIFICATION SUMMARY (cont'd)

BEAR COVE: 1,280 acres total - all uplands

The Bear Cove lands that conflicted with the settlement pool of lands offered to the University are not part of the House Resources Committee version of the bill. The Bear Cove lands remaining in CSHB 244 (Resources) are all uplands. Along with the adjacent Aurora Lagoon parcels, they are also a logical extension of the northern park boundary.

Commercial development (a wilderness lodge) is taking place on private land at nearby Bear Cove, and state park status of these public lands would enhance and encourage recreation in the Bear Cove area. This is an excellent area for trail development, with high scenic and recreational use.

COTTONWOOD CREEK & EASTLAND CREEK 2,310 acres total
all uplands

The Cottonwood-Eastland Creek parcels have been under consideration as potential park for nearly a decade - in 1979, the Division of Parks and Outdoor Recreation completed a recreation development feasibility study on these parcels.

While these lands are not contiguous with the balance of Kachemak Bay State Park, they will meet a need for recreational park land near Homer. The nearest developed state park facility is the Anchor River State Recreational Area (10 miles north of Homer), primarily used for fishing and camping.

There are also identified archaeological sites in the area. The 1979 feasibility study noted this, and recommended investigation, evaluation and excavation, if necessary, to preserve and protect these sites. The prime sponsor feels transfer to park status would help assure this protection.

Other justification for inclusion of these parcels:

High scenic and wildlife values.

Developed road to area.

Strong possibility for year-round use, once facilities are developed.

None of the lands within these parcels are identified within the pool of lands offered the University settlement.

CSHB 244 (Resources)
JUSTIFICATION SUMMARY (cont'd)

McDONALD SPIT 16 acres total (uplands)

This is an extremely small parcel of land at the end of McDonald Spit in Homer, consisting of approximately 16 acres. Currently, there is a good deal of local use of this spit, with increasing tourist use, particularly as a "stop over" for kayakers while boating between Halibut Cove and Seldovia. Aside from the obvious scenic values, there is an eagle nesting area on the spit.

This land is currently in "mental health land" status, and would be included in the park only if this status changed as a result of the mental health land settlement.

