

**HB 131**

# SENATE FINANCE COMMITTEE REPORT

DATE: 5/18/91

FURTHER:

DATE TURNED INTO OFFICE: 5-19-91

The Finance Committee considered HOUSE BILL NO. 131

"An Act amending the area within designated marine park units of the Alaska state park system, and adding marine park units to the Alaska state park system."

and recommended:

[ ] replace with \_\_\_\_\_ CS  
[  ] or adopt \_\_\_\_\_ 3 CS CS HB 131 (RIS)  
[ ] attached amendment(s)  
[ ] \_\_\_\_\_ letter of intent adopted

[  ] same title  
[ ] new title  
[ ] technical title change (HB only)

- [ ] do pass
- [ ] do not pass
- [ ] no recommendation
- [ ] individual recommendations
- [ ] further referral to \_\_\_\_\_

ATTACHES NEW FISCAL NOTE(S):  
[ ] fiscal note(s) \_\_\_\_\_ Dept/Date: \_\_\_\_\_

APPROVES PREVIOUS:  
[ ] fiscal note(s) \_\_\_\_\_ Dept/Date: \_\_\_\_\_

[ ] zero fiscal note(s) \_\_\_\_\_

[  ] zero fiscal note(s) \_\_\_\_\_  
DNR 2/23/91  
DF+G 3/19/91

[ ] appropriation-no fiscal note

SIGNING DO PASS:

OTHER RECOMMENDATIONS:

James Deenica  
\_\_\_\_\_  
Lynn Hoffman  
\_\_\_\_\_  
[Signature]  
\_\_\_\_\_  
1. [Signature]

[Signature] - no an  
[Signature] No Rec  
[Signature] (No Rec)  
[Signature]  
[Signature]  
2. [Signature]

**STATE OF ALASKA  
1991 LEGISLATIVE SESSION**

**FISCAL NOTE**

No. 2  
Bill Version: HB 131  
(H) Publish Date: 3/29/91

Revision Date: 03/18/91 Department Affected: Fish and Game  
Title: Marine Park Additions BRU: Habitat  
Component: Habitat

Sponsor: Representative Ulmer

Requestor: \_\_\_\_\_ COMPONENT SERIAL NO. 

	4	8	6
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	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						
<b>TOTAL</b>	0	0	0	0	0	0

POSITIONS:

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

Estimate of current year impact: no impact on current year

ANALYSIS: (Attach a separate page if necessary.)

Changes in AS HB 131 (PES)  
have no fiscal impact. This  
fiscal note is appropriate.  
5/18/91 PT  
date Comte Aide (initial)

Prepared By: Frank Rue, Director Phone: 465-4105  
Division: Division of Habitat Date: 03/18/91  
Approved by Commissioner: [Signature]  
Agency: Department of Fish and Game Date: 3/19/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

FISCAL NOTE

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

No.           
Bill Version: HB 131  
(H) Publish Date: 3/13/91

Revision Date: 4-Mar-91 Department Affected: Natural Resources  
Title: Additions to Marine Parks in Juneau BRU: Parks & Recreation Management  
Area Components: Parks Management  
Sponsor: Representative Ulmer  
Requestor: House Resources COMPONENT SERIAL NO. 452

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME			
PART-TIME			
TEMPORARY			

Changes in SSS HB 131 (PES) have no fiscal impact. This fiscal note is appropriate.

5/18/91 date PT Comte Aide (initial)

Estimate of Current year impact: Negligible

ANALYSIS:

HB 131 will have a net-zero impact. The existing statute (AS 41.21.302) requires that a plan be written within five years of a marine park's establishment. Work on a plan will be deferred until later in the five year term. Help in managing the new marine park will be sought from local volunteers.

Prepared by: Pete Panarose Phone: 762-2602  
Division: Parks & Outdoor Recreation Date: 4-Mar-91  
Approved by Commissioner: Harold Heinze Date: 28-Feb-91  
Agency: Department of Natural Resources

Distribution (by preparer) : Legislative Finance, legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

SENATE CS FOR HOUSE BILL NO. 131 (RESOURCES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE RESOURCES COMMITTEE

Offered: 5/18/91

Referred: Finance

Sponsor(s): REPRESENTATIVE ULMER

A BILL

FOR AN ACT ENTITLED

1 "An Act amending the area within designated marine park units of the Alaska state park  
2 system, and adding marine park units to the Alaska state park system."

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

4 \* Section 1. AS 41.21.304(11) is amended to read:

5 (11) Shelter Island: the following described parcels excluding submerged land  
6 seaward of the 20 fathom bathymetric line:

7 Township 39 South, Range 63 East, Copper River Meridian

8 Section 13: E1/2

9 Section 24: E1/2

10 Township 39 South, Range 64 East, Copper River Meridian

11 Section 18

12 Section 19

13 Section 29

14 Section 30: Excluding USS 354

1 Section 31  
2 Section 32  
3 Section 33

4 Township 40 South, Range 64 East, Copper River Meridian

5 Section 4  
6 Section 5  
7 Section 6  
8 Section 7  
9 Section 8  
10 Section 9  
11 Section 10  
12 Section 15  
13 Section 16  
14 Section 17  
15 Section 21: NE1/4NE1/4  
16 Section 22: N1/2;

17 \* Sec. 2. AS 41.21.304 is amended by adding a new paragraph to read:

18 (34) Juneau Channel Islands: the following described parcels excluding  
19 submerged land seaward of the 20 fathom bathymetric line:

20 Township 38 South, Range 63 East, Copper River Meridian

21 Section 13  
22 Section 25: E1/2  
23 Section 29: S1/2  
24 Section 32: E1/2  
25 Section 33: SW1/4

26 Township 38 South, Range 64 East, Copper River Meridian

27 Section 18: SW1/4  
28 Section 19  
29 Section 20: W1/2SW1/4  
30 Section 29: NW1/4NW1/4  
31 Section 30: N1/2, SW1/4

- 1 Township 39 South, Range 63 East, Copper River Meridian
- 2 Section 4
- 3 Section 9
- 4 Section 10
- 5 Section 11
- 6 Section 13: SW1/4SW1/4
- 7 Section 14
- 8 Section 15
- 9 Section 16
- 10 Section 22
- 11 Section 23
- 12 Section 24: W1/2
- 13 Township 39 South, Range 64 East, Copper River Meridian
- 14 Section 8: SE1/4
- 15 Section 9: SW1/4
- 16 Section 16
- 17 Section 17: NE1/4
- 18 Section 34: S1/2, excluding tract A-5
- 19 Township 40 South, Range 64 East, Copper River Meridian
- 20 Section 1: NW1/4
- 21 Section 3: NE1/4
- 22 Section 36: SE1/4SE1/4
- 23 Township 40 South, Range 65 East, Copper River Meridian
- 24 Section 28: SW1/4
- 25 Section 31: SW1/4SW1/4
- 26 Section 32: E1/2
- 27 Section 33: W1/2
- 28 Section 34: W1/2E1/2, W1/2
- 29 Township 41 South, Range 65 East, Copper River Meridian
- 30 Section 1: NE1/4
- 31 Section 2

1  
2  
3  
4  
5

Section 3: NE1/4

Section 11

Township 41 South, Range 66 East, Copper River Meridian

Section 5: NW1/4, NW1/4NW1/4NE1/4

Section 6: NW1/4.

# Alaska State Legislature



## REPRESENTATIVE FRAN ULMER

MEMORANDUM

May 18, 1991

TO: Senator Pat Pourchot, Chair  
Senate Finance Committee

FROM: Rep. Fran Ulmer

RE: HB 131 - Channel Islands Marine Park.

I request that you consider this bill. HB 131 has a zero fiscal note.

### HB 131 - Channel Islands Marine Parks Designation

HB 131 designates 16 islands in the Juneau area as the Channel Islands State Marine Park, in accordance with present statutory authority under AS 41.21.300.

The Channel Islands State Marine Park Bill is based on the recommendation of the Juneau Area State Parks Advisory Board and the Division of Parks and Recreation which have stated that such a designation is necessary to ensure that these areas are managed for the purposes outlined by the state when it selected these areas from the federal government under the Statehood Act.

This designation is also a result of last year's legislative resolution, SCR 42, calling for development of a Marine Park network along the Inside Passage. British Columbia has already developed an Inside Passage Strategic Plan for establishing a marine parks system that stretches from Vancouver Island to Prince Rupert.

The main purpose of a Marine Park is to maintain fish and wildlife values, support and promote tourism and recreation, and preserve the cultural and scenic values of the area. The designation protects and maintains all present activities such as boating, hunting, fishing, hiking, camping, mining and trapping. It also prohibits the sale or disposal of land by the state.

HB 131 is truly parks with a small "p". I believe it's a designation that promises long term benefits for both Alaska's residents and visitors.

District 4B — Juneau

P.O. Box V • Juneau, Alaska 99811-3100 • (907) 465-4947



May 18, 1991  
HB 131 - Marine park  
Page Two

SUPPORTERS OF HB 131 - CHANNEL ISLAND MARINE PARKS

DEPARTMENT OF NATURAL RESOURCES/DIVISION OF PARKS

JUNEAU AREA STATE PARKS ADVISORY BOARD

CITY AND BOROUGH OF JUNEAU

ALASKA OUTDOOR COUNCIL

ALASKA ENVIRONMENTAL LOBBY

JUNEAU CONVENTION AND VISITORS BUREAU

NATIONAL AUDOBAN SOCIETY - JUNEAU CHAPTER

TAKU CONSERVATION SOCIETY

PHIL HOLDSWORTH - FORMER COMMISSIONER OF DNR

a:hb131sen.fin

Information on SB114 and HB131 to create additional State Marine Parks in the Juneau Area (Juneau Channel Islands and Shelter Island Additions) Feb-1991

Background

Section 6(a) of the Statehood Act allows the state to select up to 400,000 acres of National Forest land for the purposes of community expansion (essentially lands to be disposed of) and for creating recreation areas. The priority for allocating these state land selections will be community expansion (disposals) but the state did decide some years ago to utilize about ten percent of the acreage to create state marine parks. Alaska's marine parks program is copied from (and was planned in cooperation with) Washington State and the Province of British Columbia's similar systems. Washington now manages about 55 state marine parks; British Columbia has about 25 provincial marine park sites. Alaska's state park system currently manages 33 marine parks and the proposed legislation would add an additional unit to this program.

What is a Marine Park ?

A marine park can be characterized as legislatively designated units of the state park system which are protected small, scenic coves, bays, bights, beaches, where people tend to land float planes, anchor their boats and use for kayak camping. These recreation sites are often spaced a day's travel distance apart for boaters and are places where the clamming, fishing, camping or picnicking is excellent. Eventual developments could include mooring floats, a few tables and fire places on the beach, a simple pit toilet building, some public rental cabins and perhaps elevated tent platforms and firewood shelters.

Proposed marine parks are normally already popular spots with the public and would not be sold or disposed of by the state; instead, their recreation and scenic values will be preserved for all citizens to use.

What Types of Uses Would be Allowed?

The purposes and allowable uses for marine parks are outlined in AS 41.21.300-306. They are created to:

- (1) Maintain natural, cultural and scenic values.
- (2) Maintain fish and wildlife resources and lawful existing uses of these resources.
- (3) Promote and support recreation and tourism in the state.

Hunting, sport fishing and commercial fishing and trapping are

expressly allowed; the Fish and Game Department will continue to manage fish and wildlife programs. Aquaculture facilities and access to private lands and mineral claims and leases are permitted.

These are parks with a "small p" which consume small acreages and are user oriented.

### Why Have Marine Parks Been Established?

To protect popular areas for increasing numbers of local boaters.

To respond to increased tourist demand for Alaska destinations.

To provide the majority of people an opportunity to enjoy the beauties of Alaska's shorelines.

To ensure access to prime public land for shore-related experiences to future water users.

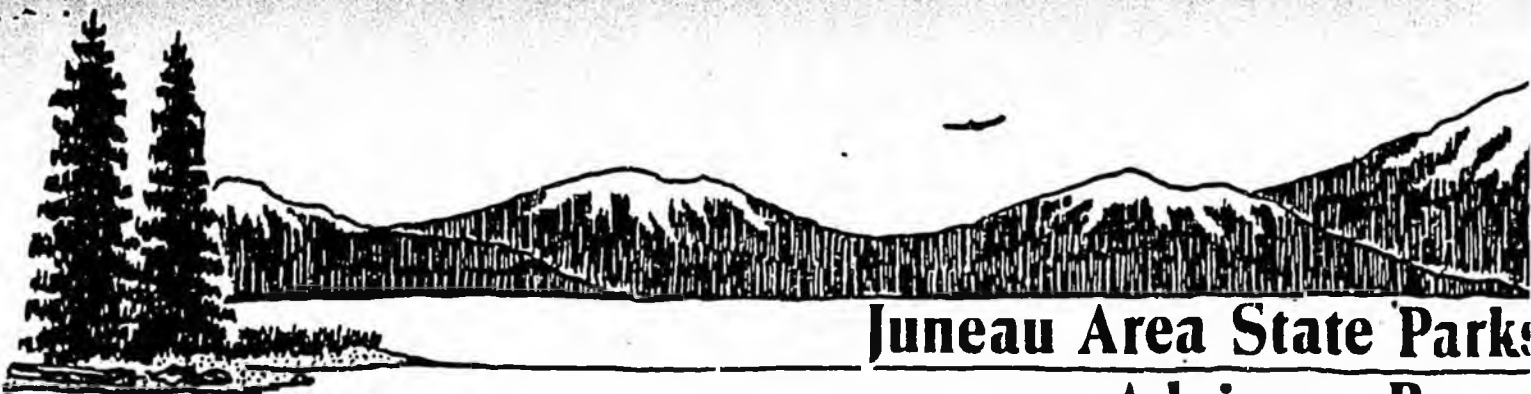
To set aside exceptional protected anchorages.

To create an overnight park system for water users.

## Southeast RECREATION GUIDE

SOUTHEAST REGION OFFICE  
400 Willoughby Bldg., 3rd Floor  
Juneau, Alaska 99801 (907) 465-4563

S O U T H E A S T	Unit	Acreage	RECREATION GUIDE										Location	
	# Unit Name		CAMP SITES*	CAMPING LIMIT (DAYS)	PICNIC SITES	TOILETS	DRINKING WATER	PICNIC SHELTERS	TRAILS	HISTORICAL FEATURES	BOAT LAUNCH	FISHING		NEAREST COMMUNITY
1	Totem Bight SHP	11											Ketchikan	10 Tongass Road
2	Refuge Cove SRS	13			14	T							F Ketchikan	8.7 Tongass Road
3	Settlers Cove SRS	38	12	11			W		Tr				F Ketchikan	18 N. Tongass Road
4	Pioneer Park SRS	3				T		W		Tr			Sitka	2 Halibut Road
5	Baranof Castle SHS	1									H		Sitka	Lincoln Street
6	Halibut Point SRS	22			9	T	W	S	Tr	H	F		Sitka	4.4 Halibut Road
7	Old Sitka SHP	51											F Sitka	7.5 Halibut Road
8	Juneau Trail System ST	15								Tr	H	F	Juneau	Juneau Area
9	Johnson Creek SRS	65											Juneau	15.5 N. Douglas Hwy.
10	Wickersham SHS	5											Juneau	7th Street
11	Point Bridget SP	2,800								Tr		F	Juneau	38.5 Glacier Hwy.
12	Chilkoot Lake SRS	80	32	7			W	S					F Haines	10 Lutak Road
13	Portage Cove SRS	7	9	7	3	T	W						F Haines	1 Beach Road
14	Chilkat SP	6,045	15	15			W	S	Tr		B	F	Haines	7 Mud Bay Road
15	Ak-Chilkat Bald Eagle P.	49,320											F Haines	8-30 Haines Hwy.
16	Mosquito Lake SRS	5	10	15		T	W					B	F Haines	27.2 Haines Hwy.
17	Grueuing SHP	12									H	F	Juneau	24 Glacier Hwy.
<b>SOUTHEAST ALASKA STATE MARINE PARKS</b>														
18	Dall Bay SMP	585											F Ketchikan	Gravina Island
19	Thom's Place SMP	1,198											F Wrangell	Wrangell Island
20	Beecher Pass SMP	660											F Wrangell	Mitkof Island
21	Joe Mace Island SMP	62											F Wrangell	Sumner Strait
22	Security Bay SMP	500											F Petersburg	Chatham Strait
23	Taku Harbor SMP	700											F Juneau	Stephens Passage
24	Oliver Inlet SMP	560				T			Tr		B	F	Juneau	Admiralty Island
25	Funter Bay SMP	162											F Juneau	Admiralty Island
26	Shelter Island SMP	3,560			6	T			Tr		F		Juneau	Lynn Canal
27	St. James Bay SMP	10,220											F Juneau	Lynn Canal
28	Sullivan Island SMP	2,163											F Juneau	Lynn Canal
29	Chilkat Islands SMP	6,560											F Haines	Lynn Canal
30	Magoun Islands SMP												F Sitka	Krestof Sound
31	Big Bear/Baby Bear SMP												F Sitka	Perl Strait



## Juneau Area State Parks Advisory Board

400 Willoughby Avenue  
Juneau, Alaska 99801

March 12, 1991

Representative Bill Hudson  
Alaska State Legislature  
P.O. Box V (MS 3100)  
Juneau, AK 99811

RE: Marine Parks Bill HB131

Dear Representative Hudson;

On behalf of the Juneau Area State Parks Advisory Board, I want to express my appreciation for the opportunity to testify March 6th before the House Resources Committee in favor of HB131. This letter is in response to your question about the public process which preceded the Board's endorsement of HB131.

As I testified, since its inception in 1984, the Board has supported the selection and designation of the Channel Islands as a State Marine Park. Similarly, the Division of Parks and Outdoor Recreation has endorsed the selection of these lands since the late 1970's. As I am sure you are aware, the process of selecting the Channel Islands from the federal government under the Alaska Statehood Act was conducted by the State Department of Natural Resources, Division of Land and Water Management. In the last decade, there were two main rounds of selection activities: 1982 and 1988. The Department advertised the selection process in state newspapers, sent letters to affected cities seeking their participation, and conducted a written comment period and public hearings. For example, in 1988 public hearings which were widely covered by the media

were held in every Southeast community. A draft proposed selection document was circulated during the year, and was finalized and signed by the Commissioner in June 1989. The Department received a favorable response, and little opposition to the selections.

Similarly, the Juneau Area State Parks Advisory Board received little opposition to its endorsement of the selections. Initially, certain environmental groups expressed concern that State selection would result in the lands being conveyed away to private ownership; however, the State Marine Park designation of the Channel Islands presumably has assuaged those concerns. The Parks Board publishes its monthly meeting schedule in the newspaper and on the radio and we welcome public participation and input. Our recent consideration of the Marine Parks bill elicited no public comment.

I hope that this answers your question. Please feel free to give me a call if I can provide further information or assistance.

Sincerely,

*Shelley K. Owens*

Shelley K. Owens  
Chair,  
Juneau Area State Parks Advisory Board

✓ cc: Rep. Fran Ulmer



## ALASKA OUTDOOR COUNCIL, INC.

May 15, 1991

Senator Lloyd Jones, Chairman  
Senate Resources Committee  
P.O. Box V  
Juneau, AK 99811

Dear Senator Jones:

The Alaska Outdoor Council reviewed and took positions on legislation of interest during its annual meeting in April.

The Council considered House Bill 131 carefully and decided to support the bill. Council delegates concluded that the overall outdoor recreation benefits including continued hunting, trapping, and fishing opportunities, boating, tourism, and scenic values warranted designation of the Channel Islands as part of the state marine parks system. Delegates also expressed the view that, in general, additional park facilities development would not be desirable because they would detract from the area's general attractiveness and would lead to restrictions on existing uses.

We encourage the Senate Resources Committee and the Legislature to pass HB 131.

Sincerely,

Richard H. Bishop  
Legislative Affairs

cc: Representative Fran Ulmer  
Representative Bill Hudson  
Senator Jim Duncan

# Juneau



March 22, 1991

Rep. Fran Ulmer  
Alaska House of Representatives  
PO Box V  
Juneau, AK 99811

Dear Rep. Ulmer,

On behalf of the Board of Directors and members of the Juneau Convention & Visitors Bureau, I am writing to support House Bill 131 to designate several islands in the Juneau area as the Channel Islands State Marine Park.

The fastest growing area of tourism in Alaska is often referred to as "adventure tourism". This type of tourism is very active, often involving the visitor in something beyond what they would normally do in their lives. Kayaking, canoeing, camping and hiking are all the type of activities which make up and adventure tour.

Juneau is blessed with many opportunities for the adventure tourist. There is outstanding hiking, readily accessible boating and incomparable scenery and wildlife. The islands near Juneau could become a critical piece in the development of this growing market. I know of one company considering tours which would involve kayaking out of Auke Bay to an island for an overnight camping trip. Another is considering wildlife viewing tours to Benjamin Island.

By placing these islands under the Division of Parks, these new tour opportunities could develop under an existing umbrella which contains an established program of permitting, fee collection and maintenance. Appropriate levels of use would be established and the quality of the experience, which is the real product that all Alaska tours sell, would be maintained.

Adventure tourism is really tourism with a small "t". It is low impact and high quality. By its nature it would never become a mass-market product. But even though it is small in number, its participants tend to be big spenders and thus adventure tourism has the highest economic impact of any form of tourism.

The Channel Islands State Marine Park could play an essential role in the development of this important niche market while at the same time protecting the beaches and anchorages that so many Juneau residents use for recreation.

Sincerely,

Tom Garrett

369 South Franklin  
Suite 201  
Juneau, Alaska  
99801  
(907)586-1737  
Thomas C. Garrett  
President

**TAKU CONSERVATION SOCIETY**  
1700 Branta Road  
Juneau, AK 99801

*(man)  
1/11*

April 8, 1991

Senator Ted Stevens  
U.S. Senate  
Washington, DC 20510

Dear Senator Stevens:

The Taku Conservation Society endorses the position of Federal Agencies that advise building Juneau's new school on uplands rather than wetlands. In this case perfectly adequate uplands are available and considered preferable by many Juneauites.

The employees of the Federal Agencies do a good job of fulfilling the spirit of the Federal laws that protect the health and welfare of all of us. We support them because Juneau is a better community because of their presence and their work. Young people in Juneau often seek careers with the Federal Government and carry out their public service duties with great sincerity. They deserve your support.

We are aware that there are those who would like to bend the Federal laws for political or personal benefit and there are those who sincerely believe some laws are miss-applied. If you are convinced there is a problem we suggest and urge that you address it by way of public hearing at which everyone has a chance to speak.

Thank you very much.

Sincerely,

*Mary Lou King*

Mary Lou King, Co-Chair

cc: Senator Duncan  
Representative Ulmer

PHIL R. HOLDSWORTH, P.E.  
CONSULTING ENGINEER & LEGISLATIVE COUNSEL  
MINING — GEOLOGY — LANDS

PHONE 907-586-1383

326 FOURTH STREET, No. 1009  
JUNEAU, ALASKA 99801

April 10, 1991

Representative Fran Ulmer  
Room 421, Capitol  
P.O. Box V  
Juneau, Alaska 99811

Dear Representative Fran Ulmer:

As you may recall, the undersigned testified in support of SB 114 before the Senate Resources Committee and explained in some detail the historical creation of the extensive State marine parks system which has been created. The State of Alaska had been authorized to select limited tracts of land within the National Forest for "community expansion" and "community recreation areas".

I was present when HB 131 was heard by the House Resources Committee but had not planned to testify, as DNR covered the issue and presented the map describing the islands involved. I was asked to confirm some positions which were questioned by the committee.

The marine park units covered by this bill are clearly "community" recreation areas, and are ideal for recreational use by the community of Juneau. The area described in the bill covers several small channel islands and a portion of Shelter Island. The land is still in Forest Service ownership but has been selected by the State, and will be approved for conveyance as the land certainly meets the qualification as "community recreation". There are no known mineral potentials on the involved islands and the Alaska Miners Association has expressed no opposition to the bill.

Sincerely,



Phil R. Holdsworth

... Engineers  
... regulations may be obtained at  
the Office of the Commander, 17th Coast  
Guard District in Juneau, Alaska.  
Refer to section numbers shown with area  
designation.

