

**SB**

**46**

HOUSE  
RESOURCES  
COMMITTEE  
PACKET

February 12, 2007

1

**CSSB 46(RES)**  
*Coastal Management  
Program*

2

Division of Geological and  
Geophysical Surveys Presentation  
Cook Inlet Gas:  
Reality and Exploration  
Potential

3

4

5

6

7



# Alaska State Legislature

Out of Session:  
PO Box 531  
Golovin, Alaska 99762  
(907) 443-5599

In Session:  
State Capitol, Suite 510  
Juneau, Alaska 99801-1182  
(800) 597-3707  
(907) 465-3707  
(907) 465-4821 Fax

## SENATOR DONALD C. OLSON

### DISTRICT T

Alakanuk  
Ambler  
Anaktuvuk Pass  
Atkasuk  
Barrow  
Brevig Mission  
Browerville  
Buckland  
Chevak  
Deering  
Diomedes  
Elim  
Emmonak  
Gambell  
Golovin  
Hooper Bay  
Kaktovik  
Kiana  
Kivalina  
Kobuk  
Kotlik  
Kotzebue  
Koyuk  
Mountain Village  
Noatak  
Nome  
Noorvik  
Nuiqsut  
Nunam Iqua  
Pilot Station  
Pitka's Point  
Point Hope  
Point Lay  
Savoonga  
Scammon Bay  
Selawik  
Shaktolik  
Shishmaref  
Shungnak  
St. Mary's  
St. Michael  
Stebbins  
Teller  
Unalakleet  
Wainwright  
Wales  
White Mountain

February 6, 2007

### MEMORANDUM

To: Representative Gatto, Co-chair  
Representative Johnson, Co-chair  
House Resources Committee

From: Senator Olson 

Re: Request for committee hearing of SB 46, Coastal Zone Management

I would appreciate a resources committee hearing of SB 46 at your earliest convenience. Attached is a sponsor statement and background information. The senate bill is restricted to only those items that extend a March 1 deadline for existing coastal management organizations to complete an acceptable management plan and the associated deadline for the ABC list completion. Because of the short time available for legislative consideration of the extensions, it is almost imperative that a committee hearing and action take place during the week of Feb. 12 to 19.

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## SENATOR DONALD C. OLSON

### SPONSOR STATEMENT

#### DISTRICT T

#### SB 46, Coastal Zone Management

Alakanuk  
Ambler  
Anaktuvuk Pass  
Atkasuk  
Barrow  
Brevig Mission  
Browerville  
Buckland  
Chevak  
Deering  
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White Mountain

Alaska's Coastal Management Program has undergone major modification in the last several years under the previous administration. These changes required the coastal zone management districts throughout the state to completely revise their management plans. Compliance and approval of the new plans by both the state and federal authorities must be achieved before the March 1, 2007 termination date of their existing plans.

Of the 28 coastal management districts, 16 have new plans that have been approved or are near approval. Of the remaining districts, 9 are still being revised or are under review and 3 have requested mediation. They are not likely to make the March 1 deadline. The reasons most often given for the delays are the complexity and extent of information required by the Department of Resources for justification of the plan proposals. This is particularly true for large districts where revisions to resources inventories and analysis required significant effort.

CS SB 46 (RES) accomplishes two things. First, it extends the March 1 deadline for completion and approval of district plans six months to September 1. Secondly, it extends a related deadline for the designation of categorical and generally consistent determinations (the ABC list) six months also.

I urge you to give favorable consideration of SB 46 and its importance to 70 % of Alaska's coastal area and the people who call it home.

# FISCAL NOTE

**STATE OF ALASKA**  
**2007 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: SB046-DNR-ACMP-01-25-07  
 () Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_  
 Title Coastal Management Program  
 \_\_\_\_\_  
 Sponsor Senator Olson  
 Requester Senate Resource Committee

Dept. Affected: Natural Resources  
 RDU Resource Development  
 Component Alaska Coastal Management Program  
 Component No. 2680

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type—Do not abbreviate)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2008 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

HB 191 (Chapter 24 SLA 2003) required the districts to have plans submitted by 6/30/2005, with the district plan review and approval process completed by 6/30/2006. CS SB 102 (Chapter 31 SLA 2005) extended the district submission deadline to 3/1/2006, 8 months after the deadline established in HB 191. The review and approval process of those plans would not be complete until 3/1/2007.

Though 28 coastal districts submitted plans by the deadline (3/1/2006), several of the coastal districts have withdrawn or continued to work on their plan, delaying the review and approval process. Implementation of SB 46 extends the review and approval process of those plans to 9/1/2007, 14 months after the deadline established in HB 191. SB 46 will also extend the completion of the ABC List by 6 months, to June 29, 2008. Funding for existing staff to continue the work necessary for the district plan review and approval process will be absorbed in the existing budget.

Prepared by: Randy Bates, Acting Director  
 Division Office of Project Management and Permitting  
 Approved by: Marty Rutherford, Acting Commissioner  
 Agency Natural Resources

Phone 465-8797  
 Date/Time 1/25/2007  
 Date 1/25/2007



# MEMORANDUM

STATE OF ALASKA

Department of Natural Resources  
Office of Project Management and Permitting

TO: Distribution

DATE: January 16, 2007

TELEPHONE: 465-8797

FROM: Randy Bates  
Acting Director  
Office of Project Management and Permitting  
Department of Natural Resources

SUBJECT: ACMP Status – Coastal  
District Plan Revisions

This memorandum is intended to provide you with a status report of the Alaska Coastal Management Program (ACMP) coastal district plan amendments.

The following coastal district plan revisions have been approved by the DNR Commissioner and the Office of Ocean and Coastal Resource Management (OCRM):

- (1) City of Skagway
- (2) City of Hoonah
- (3) City of Pelican
- (4) Bristol Bay Borough
- (5) Aleutians West CRSA
- (6) City of Bethel
- (7) City of Craig
- (8) City of Nome
- (9) City of Valdez
- (10) City of Whittier
- (11) Haines Borough
- (12) City and Borough of Yakutat
- (13) Matanuska-Susitna Borough
- (14) City of Thorne Bay

The City of Craig and Aleutians West CRSA coastal district plan revisions were submitted to the Lt. Governor's Office last week. As soon as the Lt. Governor signs and files the plan revisions, a public notice will be issued and the plans will go into effect 30 days from the Lt. Governor's filing date.

The remaining coastal districts listed above should be in the process of obtaining the necessary resolution/ordinance from the district's governing body, as appropriate, and in accordance with 11 AAC 114.360. In order to ensure the coastal district plan revisions go into effect in advance of the March 1, 2007 sunset date for the existing plans, coastal districts should plan to submit the required resolution/ordinance to OPMP by 12:00 noon Friday, January 26. This will allow OPMP the opportunity to prepare the necessary filing and associated paperwork to ensure a timely submittal to the Lt. Governor's Office for filing. For information and documents relating to the DNR Commissioner's approval and OCRM approval for the above listed coastal districts, please see the front web page

(<http://alaskacoast.state.ak.us/>) and the front page archive  
(<http://alaskacoast.state.ak.us/Enews/Archives/FrontPageArchives.htm>).

The following coastal district plan revision has been approved by the DNR Commissioner and is currently undergoing review by OCRM:

(1) Municipality of Anchorage (OCRM response expected by February 6, 2007)

The following coastal district plan revision has been approved by the DNR Commissioner and is being prepared for submission to OCRM:

(1) City and Borough of Sitka

The following coastal district plan revisions were approved by the DNR Commissioner, but the coastal district has requested mediation of the DNR Commissioner's decision under 11 AAC 114.350:

(1) Bristol Bay CRSA

(2) City and Borough of Juneau

(3) Northwest Arctic Borough

The 9 remaining coastal district plans listed below were either submitted late to OPMP (after the August 10, 2006 deadline established by OPMP for priority processing) and are still undergoing review by OPMP, and/or were voluntarily withdrawn by the coastal district and are currently being revised by the coastal district:

(1) Aleutians East Borough

(2) Bering Straights CRSA

(3) Cenaliulriit CRSA

(4) City of Cordova

(5) Kenai Peninsula Borough

(6) Ketchikan Gateway Borough

(7) Kodiak Island Borough

(8) Lake and Peninsula Borough

(9) North Slope Borough

**TIME DEPENDENT – READ IMMEDIATELY**

**The Alaska Coastal District Association  
Resolution 2007-01**

**A RESOLUTION SUPPORTING SB 46 (CS), AN ACT RELATING TO AN EXTENSION OF THE PLAN REVISION DEADLINE FOR COASTAL MANAGEMENT PLANS FROM MARCH 1, 2007 TO SEPTEMBER 1, 2007.**

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**WHEREAS**, Senator Donny Olsen has introduced Senate Bill 49 to the Alaska State Legislature extending the Alaska Coastal Management Program (ACMP) district plan revision deadline from March 1, 2007 to September 1, 2007 by amending the effective date of sec. 45, ch. 24, SLA 2003, as amended by sec 21, ch.31, SLA 2005; and

**WHEREAS**, At least ten (10) coastal district plans will expire on March 1, 2007 without this extension; and

**WHEREAS**, SB 46 also extends the deadline for revision of the *ABC List* from 25 months (after the Office of Coastal Resource Management (OCRM) approval of the ACMP changes) to 30 months (i.e., from December 29, 2007 to August 29, 2008), which will allow incorporation of the new enforceable policies into the A and B List revisions; and

**WHEREAS**, the Alaska Coastal District Association (ACDA), represents Alaska's coastal districts with common interests in monitoring and/or regulation of development activities occurring in Alaska's coastal zone; and

**WHEREAS**, the Alaska coastal districts have repeatedly elected to participate in the State of Alaska Coastal Management Program and have entered into grant agreements with the Alaska Department of Natural Resources (ADNR)-Office of Project Management and Permitting (OPMP) to amend their respective coastal management plans by the March 1, 2007 deadline; and

**WHEREAS**, OPMP has approved some of the district coastal management plan revisions while other district plans are still in the negotiation process. Once approved by OPMP, each plan must be forwarded to ADNR for signature prior to being sent to OCRM for final approval; and

**WHEREAS**, once a district plan is reviewed and approved by ADNR and OCRM, each plan must then go through a local public review process before it can be adopted by local governments; and

**WHEREAS**, several Alaska district coastal management plan revisions will not meet the March 1, 2007 approval deadline.

**NOW, THEREFORE BE IT RESOLVED**, the ACDA supports passage of SB 46 and strongly encourages House and Administrative approval to extend the ACMP district plan revision deadline from March 1, 2007 to September 1, 2007.

**BE IT FURTHER RESOLVED**, the ACDA member districts remain committed to completing their respective coastal management plan revisions to ensure the citizens of Alaska's coastal districts have due deference in the public review process in coastal management decisions affecting Alaska's coastal zone boundary.

 *Marvin R. Smith* Feb. 1 '07

Marv Smith Chair, Alaska Coastal District Association



## Lake and Peninsula Borough

P.O. Box 495  
King Salmon, Alaska 99513

Telephone: (907) 246-3421  
Fax: (907) 246-6602



January 18, 2007

Senator Donny Olson  
State Capitol, Room 514  
Juneau, AK 99801-1182

Re: Senate Bill 46

Dear Senator Olson,

Enclosed please find Lake and Peninsula Borough's Resolution 07-01 in support of Senate Bill 46. If you have any questions or would like additional information regarding the Lake and Peninsula Borough's Coastal Management Plan, please contact Marv Smith at (907) 246-3421 or via email at [marvsmith.lpboro@starband.net](mailto:marvsmith.lpboro@starband.net).

Sincerely,

*Sheila Bergey*

Sheila Bergey  
Borough Clerk / Special Projects Coordinator

CC: Senator Lyman Hoffman  
Senator Gary Stevens  
Representative Gabrielle LeDoux  
Representative Bryce Edgmon  
Mark Hickey

**LAKE AND PENINSULA BOROUGH  
RESOLUTION 07-01**

**A RESOLUTION SUPPORTING SB46, AN ACT RELATING TO AN EXTENSION OF THE PLAN REVISION DEADLINE FOR COASTAL MANAGEMENT PLANS FROM MARCH 1, 2007 TO SEPTEMBER 1, 2007.**

**WHEREAS**, Senator Donny Olson has introduced Senate Bill 46 to the Alaska State Legislature extending the Alaska Coastal Management Plan (ACMP) district plan revision deadline from March 1, 2007 to September 1, 2007 by amending the effective date of sec. 45, ch. 24, SLA 2003, as amended by sec 21, ch. 31, SLA 2005; and

**WHEREAS**, At least ten (10) coastal district plans will expire on March 1, 2007 without this extension; and

**WHEREAS**, SB46 requires Alaska Department of Environmental Conservation to provide a public comment period for Outer Continental Shelf (OCS) projects. Currently there is no opportunity to comment on air or water quality issues for an OCS project during the ACMP review; and

**WHEREAS**, SB46 also extends the deadline for revision of the ABC list from 24 months (after the Office of Coastal Resource Management (OCRM's) approval of the ACMP changes) to 30 months (i.e., from December 29, 2007 to August 29, 2008), which will allow incorporation of the new enforceable policies into the A and B list revisions; and

**WHEREAS**, the Lake and Peninsula Borough is one of thirty-five coastal districts with common interest in monitoring and or regulation of development activities occurring in the coastal zone boundary; and

**WHEREAS**, the Lake and Peninsula Borough has repeatedly elected to participate in the State of Alaska Coastal Management Program and has entered into a grant agreement with OPMP to amend the Borough's Coastal Management Plan by the deadline of March 1, 2007; and

**WHEREAS**, the Department of Natural Resources (DNR), Office of Project Management and Permitting (OPMP) has approved some of the district coastal management plan revisions while other district plans are still negotiating the final language. Once approved by OPMP, the plan must be forwarded to DNR for signature before sending individual district plans to OCRM for final approval; and

**WHEREAS**, once a district plan is reviewed and approved by DNR and OCRM, that district plan will be required to go through a local 60 day public review process before it can be adopted by local governments; and

**WHEREAS**, the Lake and Peninsula Borough's coastal management plan revision will not meet the March 1, 2007 approval deadline.

**NOW THEREFORE BE IT RESOLVED**, the Lake and Peninsula Borough Assembly support passage of SB46 and strongly encourage House and Administrative approval to extend the Alaska Coastal Management Plan (ACMP) district plan revision deadline from March 1, 2007 to September 1, 2007.

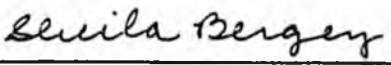
**BE IT FURTHER RESOLVED**, the Lake and Peninsula Borough Assembly is committed to completing the Borough's Coastal Management Plan revision to ensure the citizens of the Lake and Peninsula Borough have due deference in the public review process in coastal management decisions affecting the Borough.

**PASSED AND APPROVED** by a duly constituted quorum of the Lake and Peninsula Borough Assembly this 16<sup>th</sup> day of January, 2007.

**IN WITNESS THERETO:**

  
\_\_\_\_\_  
Glen Alsworth Sr., Mayor

**ATTEST:**

  
\_\_\_\_\_  
Sheila Bergey, Borough Clerk