

HB

273

ALASKA STATE LEGISLATURE

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REPRESENTATIVE PEGGY WILSON
HOUSE DISTRICT 2

SPONSOR STATEMENT

House Bill 273

“An Act relating to general grant land entitlements for the city and Borough of Wrangell; and providing for an effective date.”

HB 273 is introduced to complete the formation of the Wrangell borough and the land entitlements that the state grants to support local government.

The City and Borough of Wrangell(CBW) was formed in May 2008. Upon formation each borough receives a general land grant entitlement from the state under AS.29.65.010.

CBW's land grant will be 1,952.5 acres according to Department of Natural Resources. Other boroughs received an average of 1.13% of the total land in the borough and Wrangell received 0.12% of the total land available, the smallest of any borough. Were Wrangell to receive 1.13% of the total land area, the amount would be 18,673 acres.

The newly formed City and Borough of Wrangell is comprised of 97.28% of federal lands, 2.48% of State lands (including Alaska Mental Health Trust and University of Alaska lands), but not tidelands or submerged lands); .17% privately owned lands, and .08% of CBW lands.

There are approximately 44,000 acres of State land in the borough, so the increased entitlement would not only provide land for the borough and its residents to accomplish economic development, settlement and open space and other borough needs, but also leave significant state land remaining within the borough.

The additional acreage is critically important to provide for the needs of the Borough and its citizens to accomplish the economic, cultural, habitat, settlement and resource development goals. Our residents have identified, in our Borough comprehensive planning process, areas for future energy and port development to enhance the economic opportunities of the area. In addition, Wrangell residents have identified resource development and settlement expansion goals that cannot be accomplished with 1,952 acres. The Wrangell Borough requires a similar land entitlement as other boroughs in order to provide for the needs of the community and develop its growth potential.

HB 273 - Final Land Selection

	State ID	State Designation	Total VUU (selectable acres) in Parcel	Wrangell 2/12/2010 selected acreage	Wrangell 2/19/2010 selected acreage	Description	Future Growth Map Designation(s)	BOROUGH COMMENTS
1	W01	Gu	3,410	1,290	420	Crittenden Creek Watershed		
						<p>This parcel is located east of Wrangell, across the eastern passage on the mainland. The area is popular for hunting, fishing and recreation and there are two prehistoric sites located on the coast. There is potential for commercial timber harvest. Municipal selection is from bay that is east of Babblers Point, north. Selection includes area outside of the proposed State Forest parcel as well as along the shoreline within the proposed State Forest parcel. Uses include southwest facing area for residential, important cultural sites to protect, area for potential commercial recreational use, small area for commercial or personal use timber, buffer between any State harvests and shoreline uses. This area is important to residents for fisheries, recreation, subsistence and local salmon derby also. Borough's desired acreage is western portion of parcel, west of Crittenden Creek.</p>	<p>Remote Residential; Important Habitat/Special Areas; Resource Development with Scenic Protection; Recreation</p>	<p>We are proposing to reduce our selection by a third, reducing the value of potential timber for the borough, because DNR has objected to losing state timberlands that affects their calculation of the sustained yield. This area is very important to Borough residents, however, for uses/issues described. Infrastructure and proposed roads should be considered for access to shoreline development potential. Any LTF developed should remain usable for use by the public.</p>

	State ID	State Designation	Total VUU (selectable acres) in Parcel	Wrangell 2/12/2010 selected acres	Wrangell 2/19/2010 selected acres	Description	Future Growth Map Designation(s)
2	W08	Gu	1,679	1,679	745	Areas in Wrangell East	
						Parcel is located on the eastern side of Wrangell Island, south of the airport. Roads gave access to municipal and state timber sale in late 1990s and now provides some access to residential properties with more being sought. The northwestern section of this parcel is on the road network, is close to Downtown Wrangell and city services could easily be extended and would be a good location for industrial development. Commercial timber in isolated pockets along entire parcel. Buffer residential parcels. Borough owns tidelands.	Industrial; Recreation, Parks or Open Space

BOROUGH COMMENTS

We are proposing to reduce our proposed selection by 44%, reducing the value of potential timber for the borough, because DNR has objected to losing state timberlands that affects their calculation of the sustained yield. This area is vital to the borough. Being on the road system it is a critical area for community expansion -- residential, commercial and industrial. Timber could be made available to operators through a borough sale. Community access for recreation, to existing and future settlement development. We are looking at small areas of timber that can be provided to timber operators, shoreline uses creating a buffer between state timber sales and the use, scenic uses. Infrastructure and proposed roads should be considered for access to shoreline development potential. Most important would be to connect the road coming down from the north Spur Road and connecting to the road coming up from the South from Pats Lake Road.

	State ID	State Designation	Total VUU (selectable acres) in Parcel	Wrangell 2/12/2010 selected acreage	Wrangell 2/19/2010 selected acreage	Description	Future Growth Map Designation(s)
3	W10	Gu	3,061	700	535	Eastern end of Pat's Lake Road adjacent to W-08	Industrial
						Part of a larger parcel that stretches east to west across Wrangell Island, on either side of Pat's Creek Road. Recommended selection is at the eastern end of Pat's Creek Road. This area has water access and is on the island road network, on the colder side of the island, and close to a power source (Tye Intertie). It is a potential site for a regional solid waste or other industrial uses that need water and road access, power and are remote a more densely populated area. Also isolated pockets of commercial grade timber here. Borough owns tidelands.	
4	W27	Gu	659	659	659	Uplands at end of Zimovia Hwy, South of Pats Lake on Wrangell Island	Rural Residential
						Located on the eastern side of Wrangell Island, south of the Pat's Lake and north of McCormacks Creek. This area is on the Wrangell Road System and would be one of the only areas along Zimovia Highway that is suitable for rural residential development.	
5	W14	Gu, S, Ha	3,555	1,130	1,130	Coastal Area and Uplands Northwest of Thoms Place	Remote Residential and Resource Development with Scenic Viewshed
						This area is north of Thoms Place on Wrangell Island. This area has a range of potential uses. The coastline, northwest of the existing residential lots would be appropriate for remote residential development. The area to the northeast of this has high timber values and could be selected by the Borough for commercial timber harvest. The parcel the Borough is selecting will transfer to the University if not selected by the Borough.	

BOROUGH COMMENTS

	State ID	State Designation	Total VUU (selectable acres) in Parcel	Wrangell 2/12/2010 selected acreage	Wrangell 2/19/2010 selected acreage	Description	Future Growth Map Designation(s)
6	W15	Gu, Ru	450	450	450	Snake Creek at Olive Cove This parcel is located on the east side of Etoin Island south of Anita Bay and is located on a flat coastal plain vegetated, in part by hemlock and spruce forest. An existing residential subdivision is to the north. The Snake River and its watershed is especially important to Olive Cove property owners as well as to those who utilize the cove's commercial salmon and crab fisheries. It is a healthy anadromous stream and the surrounding watershed is important habitat for salmon, steelhead and migratory birds, supplies nutrients that sustain the cove's commercial, sport and subsistence fish and crab harvests, and is used by local residents for recreation and subsistence hunting and fishing. The parcel will be transferred to the University if it is not selected by the Borough.	Parks, Recreation or Open Space; Resource Development with Scenic Protection
7	W21	Gu	2,778	2,778	667	Bradfield River Floodplain and Adjacent Uplands This parcel occupies the broad floodplain of the Bradfield River. Large portions are covered by wetlands especially in the western part of the parcel. Portions for the parcel are occupied by structures related to the Tyee Hydroelectric facility, including an airstrip and seaplane float/dock. There is the possibility of an inter-island road through parts of the parcel, design to link the central southeast with Canada. This parcel has the potential for the development of facilities to support the existing hydroelectric facility, the proposed intertie or the transportation corridor. The Borough's selection focuses on the road and electrical intertie corridor.	Industrial; Important Habitat/Special Areas
8	W20	Gu	574	574	330	South Shore of Upper Bradfield Canal This area covers the steeply sloping land rising out of the southeastern side of the head of Bradfield Canal. Most of the area has very steep slopes covered in hemlock and spruce forests. Much of the forested area is considered commercial quality. The area is located near the Tyee Lake Electrical facility and has potential to be developed for industrial uses related to the proposed electrical intertie and road corridor. The Borough's selection focuses on a port that would be tied to other area development (road etc).	Industrial

BOROUGH COMMENTS

We are proposing to reduce our selection by 25%, reducing the potential road/electrical port development opportunities for the borough should Bradfield Road be constructed. The reduction is because DNR has objected to losing state timberlands that affects their calculation of the sustained yield and for the proposed State Forest. This area is one of the key future economic development opportunities for the borough and the area has been important to Borough residents for more than 60 years.

This area is very important for Port Development for the Bradfield Road

	State ID	State Designation	Total VUU (selectable acres) in Parcel	Wrangell 2/12/2010 selected acreage	Wrangell 2/19/2010 selected acreage	Description	Future Growth Map Designation(s)	BOROUGH COMMENTS
9	W12	Gu	3,564	3,564	845	Earl West Cove		
						Earl Cove West is located along the eastern shore of Wrangell Island. The parcel has road access and contains a river floodplain and steep valley walls on both sides. Some previous timber sales have taken place and a log transfer facility provides water access. There is a campsite and the area is a popular recreation site for locals. The parcel will be transferred to the University if it is not selected by the Borough. Borough selection is for further development of the recreational facilities, possible small port facility, areas along shore for remote residential properties, possible rock source, and some commercial timber harvest.	Remote Residential; Waterfront Development; Parks, Recreation or Open Space; Resource Development with Scenic Protection; Impt Habitat	The acreage has been reduced further based on DNR's objection to reducing the amount of acreage that UA will receive from this parcel after our selection. However this area is heavily used by the community, has road access with potential for recreation, settlement, commercial uses.
10	W-02	Gu, S	1,679	839	520	St Johns Harbor, Zarembo Island		
						State timber sales; residential subdivision opportunities. Wrangell is selecting 1/3 the total acreage, and is interested in partnering with the State to develop a remote residential subdivision and sell land.	Remote Residential	We reduced the acreage amount further because DNR has objected to losing state timberlands that affects their calculation of the sustained yield. There is interest in providing remote settlement opportunities, potential commercial services, support areas for area mining activities and small timber areas.
	W-23	Ru	752		75	McHenry Anchorage: For remote recreational use, or potential remote commercial recreational opportunities and commercial mariculture support activities in the area.		For remote recreational use, or potential remote commercial recreational opportunities and commercial mariculture support activities in the area.
	W-07	Gu, Ru, Pr	976		130	Mill Creek south GU: For recreational uses and potential commercial recreational uses.		For recreational uses and potential commercial recreational uses.
				13,663	6,506			

FISCAL NOTE

STATE OF ALASKA
2010 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: HB273
 () Publish Date: _____

Identifier (file name): HB273-DNR-TAD-02-08-2010 Dept. Affected: Natural Resources
 Title Municipal General Grant Land RDU Resource Development
 Component Title Acquisition and Defense
 Sponsor Rep. P. Wilson
 Requester Community and Regional Affairs Component Number 2459

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2011	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
OPERATING EXPENDITURES								
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	0.0
CAPITAL EXPENDITURES								
CHANGE IN REVENUES ()		0.0	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts							
1003 GF Match							
1004 GF							
1005 GF/Program Receipts							
1037 GF/Mental Health							
Other Interagency Receipts							
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2010) cost: 0.0

POSITIONS

Full-time							
Part-time							
Temporary							

ANALYSIS: (Attach a separate page if necessary)

DNR anticipates no need for additional funding under this proposed legislation. Processing is done as part of existing program funding.

Prepared by: Dick Mylius, Director
 Division: Mining, Land and Water
 Approved by: Tom Irwin, Commissioner
Natural Resources

Phone 269-8600
 Date/Time February 8, 2010
 Date February 8, 2010

HOUSE BILL NO. 273

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE PEGGY WILSON


Introduced: 1/19/10

Referred: Community and Regional Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to general grant land entitlements for the City and Borough of
2 Wrangell; and providing for an effective date."


57%

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

4 * Section 1. AS 29.65.010(a) is amended to read:

5 (a) The general grant land entitlement of each of the municipalities in this
6 subsection is the amount set out opposite each:

- 7 (1) Municipality of Anchorage - 44,893 acres;
- 8 (2) City and Borough of Juneau - 19,584 acres;
- 9 (3) City and Borough of Sitka - 10,500 acres;
- 10 (4) Bristol Bay Borough - 2,898 acres;
- 11 (5) Fairbanks North Star Borough - 112,000 acres;
- 12 (6) Haines Borough - 2,800 acres;
- 13 (7) Kenai Peninsula Borough - 155,780 acres;
- 14 (8) Ketchikan Gateway Borough - 11,593 acres;

10% of value
for Borough

Bills previously
heard

Mayor McConachie
- History of developing timber sales
- Waste disposal site

Negative of state forestry transfer to university

26-LS1292
expedited entitlement certification 11/11/10?
land grant entitlement 1952 original offer

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- (9) Kodiak Island Borough - 56,500 acres;
- (10) Lake and Peninsula Borough - 125,000 acres;
- (11) Matanuska-Susitna Borough - 355,210 acres;
- (12) North Slope Borough - 89,850 acres;
- (13) City and Borough of Yakutat - 21,500 acres;
- Annexed 200,000 acres state land*
- (14) City and Borough of Wrangell - 18,675 acres.

* Sec. 2. AS 29.65.040(c) is amended to read:

75% VUU - (Rec, land sales, gen. use)
57% of State Land

(c) Land may be selected or nominated for selection by a municipality to satisfy a general grant land entitlement under former AS 29.18.201 and 29.18.202 at any time before October 1, 1980. Land may be selected or nominated for selection by a municipality to satisfy a general grant land entitlement under AS 29.65.010(a)(1) - (9), (11), or (12) at any time before October 1, 1990. Land may be selected or nominated for selection by a municipality to satisfy a general grant land entitlement under AS 29.65.010(a)(10) at any time before October 1, 1996. Land may be selected or nominated for selection by a municipality to satisfy a general grant land entitlement under AS 29.65.010(a)(13) at any time before October 1, 1999. Land may be selected or nominated for selection by a municipality to satisfy a general grant land entitlement under AS 29.65.010(a)(14) at any time before (October 1, 2011).

Univ. lands Bill was revised to give more time - consistent?

However, if a municipal selection or nomination or a part of a municipal selection or nomination is rejected by the director, the municipality may, not later than 90 days after receipt of the rejection or final decision on an appeal filed under AS 29.65.050(d), select additional state land as necessary to satisfy its entitlement.

* Sec. 3. AS 29.65.050(c) is amended to read:

(c) The director shall approve or disapprove each selection for patent within nine months of its selection by a municipality. Before a decision is issued, the Department of Commerce, Community, and Economic Development shall review the selection and recommend approval or disapproval of it. The director may disapprove a selection only upon a finding that the public interest in retaining state ownership of the land outweighs the municipality's interest in obtaining the land. If the director determines that the public interest in land selected in satisfaction of an entitlement under AS 29.65.010(a)(13) or (14) can be adequately protected by issuing a patent that

1 is subject to stipulations, conditions, or covenants, and if the municipality agrees to
2 accept the land subject to those stipulations, conditions, or covenants, the director may
3 approve a selection that would otherwise be disapproved and may issue the patent with
4 the stipulations, conditions, or covenants agreed to by the municipality. A patent shall
5 be issued to the municipality for land selected in satisfaction of a general grant land
6 entitlement vested under AS 29.65.010 - 29.65.030 within three months after approval
7 by the director of a plat of survey.

8 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

DIVISION OF MINING, LAND AND WATER

RESOURCE ASSESSMENT & DEVELOPMENT SECTION

SEAN PARNELL, GOVERNOR

550 WEST 7TH AVENUE, SUITE 1050
ANCHORAGE, ALASKA 99501-3579
PHONE: (907) 269-8534
FAX: (907) 269-8915

1 *Atty - opinion* *appeal* *extending* *Deadline?* *for* *selection*

December 10, 2009

The Honorable Donald McConachie
Mayor of City and Borough of Wrangell
P.O. Box 531
Wrangell, AK 99929

2 *How* *guiding* *principles* *would* *or* *could* *you* *establish* *larger* *selection?*
- Rep. Keller
- Rep. Cissna

Re: Certificate of Entitlement

Dear Mayor McConachie,

3 *Specific* *Proposals* *average* *figure*
Rep. Gardner
Keller

In response to your letter dated October 19, 2009 requesting an expedited entitlement certification for the City and Borough of Wrangell pursuant to AS 29.65.030, please find enclosed the Department decision, included with a map and table. The municipal entitlement to the newly certified City and Borough of Wrangell has been reduced by the previous land conveyed to the City of Wrangell.

The city may appeal this decision in accordance with 11 AAC 02. Any appeal must be received by December 29, 2009, and may be mailed or delivered to Tom Irwin, Commissioner, Department of Natural Resources, 550 W. 7th Avenue, Suite 1400, Anchorage, Alaska 99501; faxed to 1-907-269-8918, or sent by electronic mail to dnr_appeals@alaska.gov. If no appeal is filed by that date, this decision then goes into effect on January 11, 2010. An eligible person must first appeal this decision in accordance with 11 AAC 02 before appealing this decision to Superior Court. A copy of 11 AAC 02 may be obtained from any regional information office of the Department of Natural Resources.

If you have any questions concerning this action, you may contact Sandra Swanger-Jensen, Municipal Entitlement Manager at (907) 269-8526.

Sincerely,

Bruce Phelps

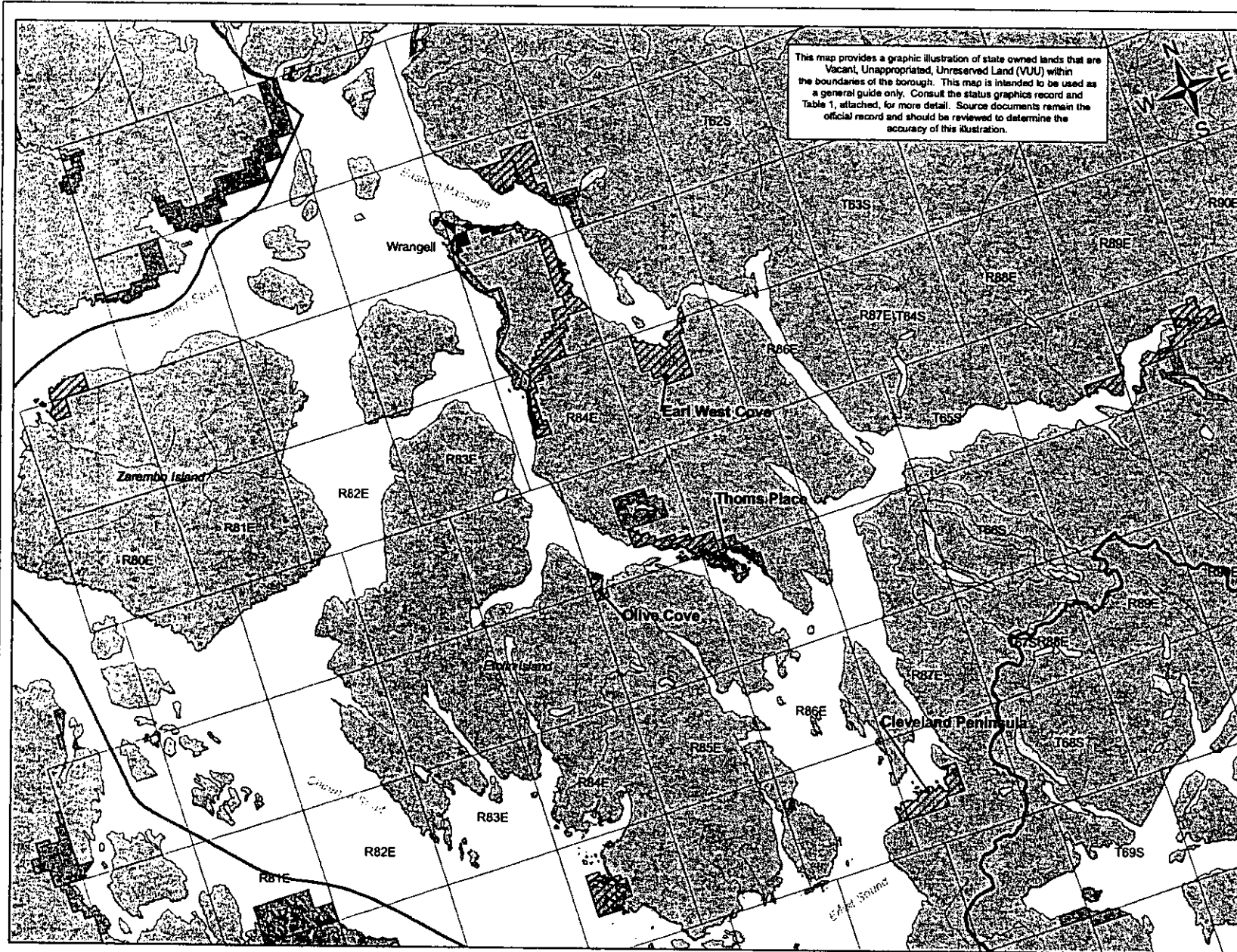
Bruce Phelps, Section Chief
Resource, Assessment & Development Section

Enclosure: Dept. decision, map & table

Cc: Tim Rooney, Borough Manager
Carol Rushmore, Zoning Administrator/Planning
David Kelley, Southeast Region Office/Juneau
Mike Curran, Regional Office/Ketchikan
John "Chris" Maisch, Div. of Forestry/Fairbanks

2 yrs 6 mos.
← appealed →
2500 acres
** one year*

"Develop, Conserve, and Enhance Natural Resources for Present and Future Alaskans."










This map provides a graphic illustration of state owned lands that are Vacant, Unappropriated, Unreserved Land (VUU) within the boundaries of the borough. This map is intended to be used as a general guide only. Consult the status graphics record and Table 1, attached, for more detail. Source documents remain the official record and should be reviewed to determine the accuracy of this illustration.

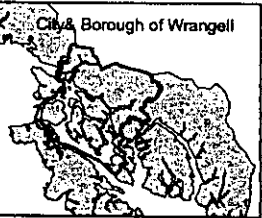
MAP 1

VUU Land within the City & Borough of Wrangell

Legend

-  City & Borough of Wrangell
-  State Land (TA or Patent)
-  State & VUU* Land (2503 ac.)
-  Previous City Land (551 ac.)
-  Land Disposals
-  Mental Health Land
-  Federal Land

State of Alaska
 Department of Natural Resources
 Division of Mining, Land & Water



City & Borough of Wrangell

*As defined in AS 29.65.030 and .130

TABLE 1

*State Land Determined to be VUU: City & Borough of
Wrangell*

MTRS	Legal	Section Acreage
C062S080E		
	Sec. 31	11.220
	Sec. 32: lots 1, 2, 3	142.280
	Sec. 33	502.420
	Sec. 34: lot 1	444.340
C063S080E		
	Sec. 4: lot 1	320.000
	Sec. 5: lots 1, 2, 3	258.960
C068S084E		
	Sec. 8: SW4SE4, S2SW4	1.000
	Sec. 16: SW4NE4, S2NW4, S2	260.000
	Sec. 17	120.000
	Sec. 20	105.000
	Sec. 21: N2, N2SW4, SW4SW4	266.000
C065S089E		
	Tract A	830.830
C065S090E		
	Tract K	136.930
	Tract L	2.480
	Tracts A, B, C, D, E, F, G, I, J	1211.800
	Tract H (portion)	1320.713
	Tract H (portion)	587.210
C068S086E		
	Tracts A, B, C	253.650
C068S087E		
	Tracts A, B, C, D, E, F, G, H	2271.460
C063S085E		
	Sec. 35: lots 1, 2, 3, 4	78.780
C064S085E		
	Sec. 2: lots 1, 2, NE4NW4, NW4SW4	148.840
	Sec. 3: lots 1, 2, 3, 4, 5, 6, 7, SE4	288.170
	Sec. 4: lots 1, 2, 3, 4, 5, 6, SW4SW4	145.750
	Sec. 5: lots 1, 2, 3, SE4	227.430
	Sec. 8: E2	320.000
	Sec. 9: lot 1, NW4NE4, S2NE4, W2, SE4	634.390
	Sec. 10: lots 1, 2, 3, 4, NE4, SE4NW4, S2	601.180
	Sec. 15	640.000
	Sec. 16: N2, SE4	480.000
C062S085E		
	Sec. 31: lots 3, 4, E2SE4	148.570

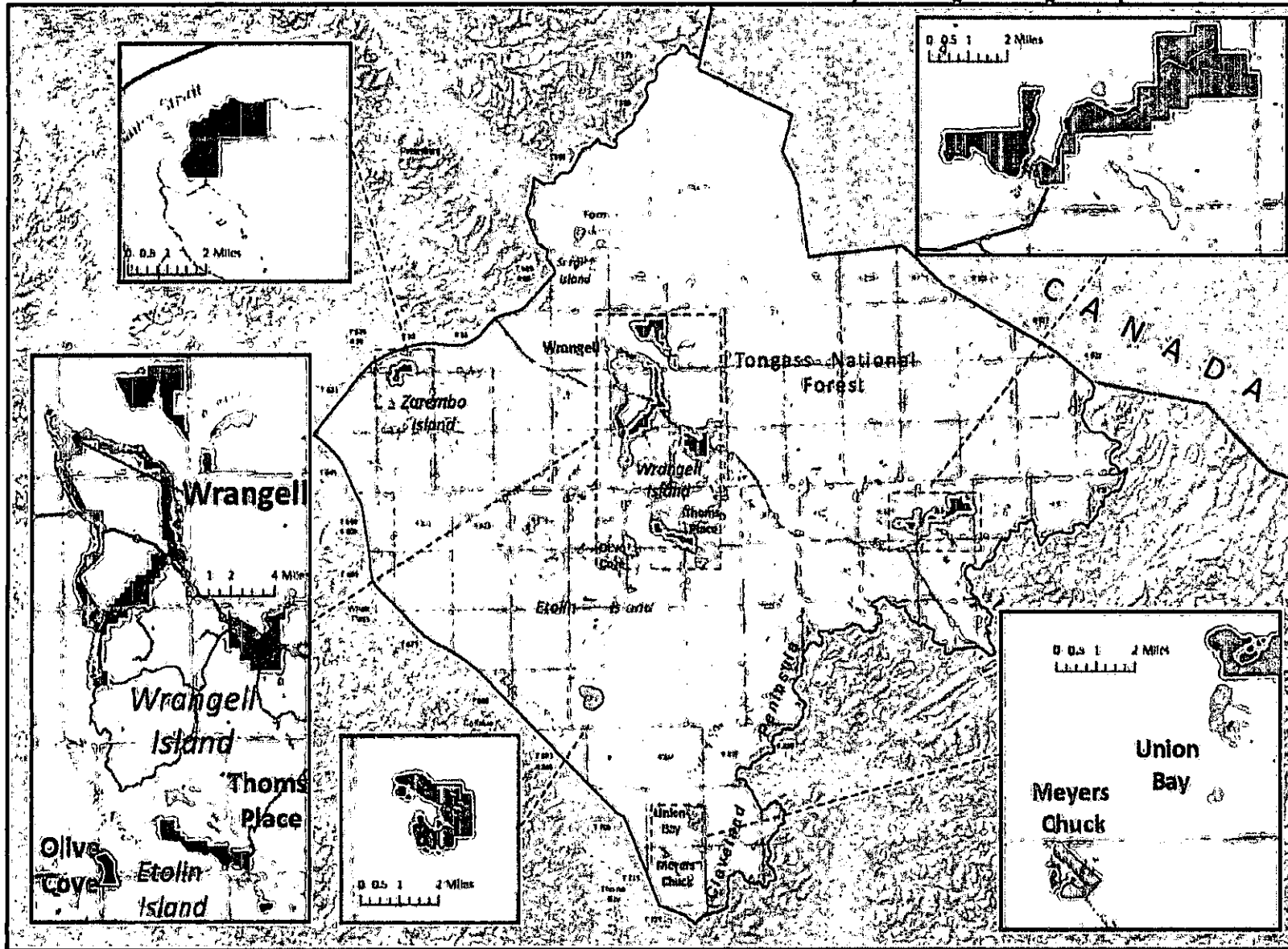
MTRS	Legal	Section Acreage
C062S084E		
	Sec. 9: lots 1, 2, E2SE4	150.150
	Sec. 10: S2	320.000
	Sec. 11: lots 1, 2, 3, 4, N2, W2SW4, E2SE4	627.760
	Sec. 12: W2E2, W2	480.000
	Sec. 13: NW4NE4, NE4NW4, W2W2	240.000
	Sec. 14: lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, E2E2, W2NW4	520.610
	Sec. 15: lots 1, 2, N2, E2SW4, SE4	615.150
	Sec. 16: lots 1, 2	69.510
	Sec. 22: lots 1, 2, 3	40.980
	Sec. 23: lots 1, 2, 3, NE4NE4	85.560
	Sec. 24: lots 1, 2, SW4NE4, W2NW4, SE4NW4, NE4SW4, W2SE4	329.350
	Sec. 25: lots 1, 2, NE4NE4	90.710
	Sec. 25: lot 3 (diff pat than above)	45.870
	Sec. 27: lots 1 (portion), 2 (portion), 3 (portion), 4 (portion), SW4SW4	107.981
	Sec. 27: Tract C of lot 2	0.443
	Sec. 28: tract B of SE4	54.780
	Sec. 28: tract A of lot 3	0.396
	Sec.34: lots 1, 2 (portion), NW4NE4, SE4NE4, NE4SE4	148.860
	Sec. 35: lots 1 (portion), 2, 3, 4, N2SW4, SW4SE4	255.200
C063S084E		
	Sec. 1: lots 1, 2, 3, 4	53.130
	Sec. 2: lot 1, NW4NE4, S2NE4, SE4	319.850
	Sec. 11: E2	320.000
	Sec. 12: lots 1 (portion), 2 (portion), 5 (portion), SW4SW4	59.996
	Sec. 12: tract E of lot 3 and 4, tract F of lot 6	55.910
	Sec. 13: lots 1 (portion), 2 (portion), 3 (portion), 4 (portion), W2SW4 (portion)	127.567
	Sec. 14: NE4 (portion), SE4	316.370
	Sec.23: E2NE4, S2	400.000
	Sec.24: lots 1 (portion), 2, 3, 4, 5, W2NW4 (portion), SW4, SW4SE4	378.530
	Sec. 26: NW4NE4, NW4, N2SW4, SW4SW4	320.000
	Sec. 27: SE4NE4, NE4SW4, S2SW4, SE4	320.000
	Sec. 33: NE4NE4, S2NE4, NE4SW4, S2SW4, SE4	400.000
	Sec. 34	640.000
C064S084E		
	Sec. 4: NE4, NW4, N2SW4	400.000
	Sec. 5: lots 1, 2, 3, NE4NE4, SE4SE4	166.940
	Sec. 5: lots 4, 5	33.600
	Sec. 8: lots 1 (portion), 2 (portion), 3, 5 (portion), 6 (portion), NE4NE4, SW4NE4 (portions), W2SE4	208.870
	Sec. 17: W2NE4, E2NW4 (portion), E2SW4 (portion), W2SE4 (portion), SE4SE4	229.630
	Sec. 20: lots 1 (portion), 2 (portion), E2NW4 (portion), NE4	255.730

MTRS	Legal	Section Acreage
C065S085E		
	Sec. 21: E2SE4	80.000
	Sec. 22: SW4	160.000
	Sec. 25: S2SW4, SW4SE4	120.000
	Sec. 26: lot 1, N2SW4, SE4SW4, SE4	319.930
	Sec. 27: lots 1, 2, 3, 4, 5, W2NE4, SE4NE4, NW4	369.180
	Sec. 28: lot 1, NE4NE4	74.200
	tract 37	1.710
	Sec. 35: lots 1, 2, 3, 4, 5	26.670
	Sec. 35: lots 6, 7, 8, 9	79.860
	Sec. 36: lots 1, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18, 19	60.900
	Sec. 36: lots 3, 17, NE4SE4 (pat'd)	120.140
	Sec. 36: lots 2, 20, 21, NE4, NE4NW4 (TA'd)	262.620
	Sec. 31: lots 2, 3, 4 (portion), 5 (portion), 6, 7, 8, SE4NW4 (portion), NE4SW4	259.974
C066S085E		
	Sec. 1: lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17	11.660
	Sec. 6: lots 1, 2, 3, 4, 5	181.770
C065S086E		
	Sec. 31: lots 4, 5, NE4, E2NW4	306.570
	Sec. 31: lots 1 (portion), 2 (portion), 3 (portion), NE4SW4 (portion), SE4 (portion)	236.360
	Sec. 31: Tracts A, B, D of lots 1, 2, 3	9.591
C066S086E		
	Sec. 5: portions of lots 7 (tract A), 19 (tract A), 20 (tract A)	10.564
	Sec. 6: lots 3, 4, 7, 8, 9, 10, 11, 12 (portion), 13, 14, 15, 16, 18, NW4SE4 (tract A), 27 (tract A), 30 (tract A), 31 (tract A)	11.853
	Sec. 6: lots 1, 2 (portion), 17 (portion), 19 (portion), 20, 21, 22, 23, 24, 25, 26, 27 (portion), 28 (portion), 29, 31 (portion)	198.610
	Sec. 7: lots 1 (portion), 2, 3	3.830
	Sec. 8: lots 3 (portion), 4, 5, 6, 7 (portion), 8, 9, 10, 11, 12, 13, NW4SE4	171.980
	Sec. 9: lot 6 (portion)	8.510
		25035.318

City and Borough of Wrangell Comprehensive Plan

Figure:

Municipal Selection Map



Lands Eligible for Municipal Selection

Federal - Tongass Nat'l Forest

Federal - Tongass Wilderness Area

State of Alaska

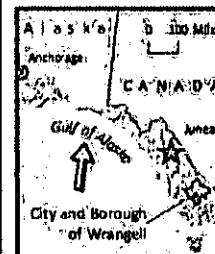
Alaska Mental Health Trust

City and Borough of Wrangell

Private

Existing Powerline









0 Miles 15



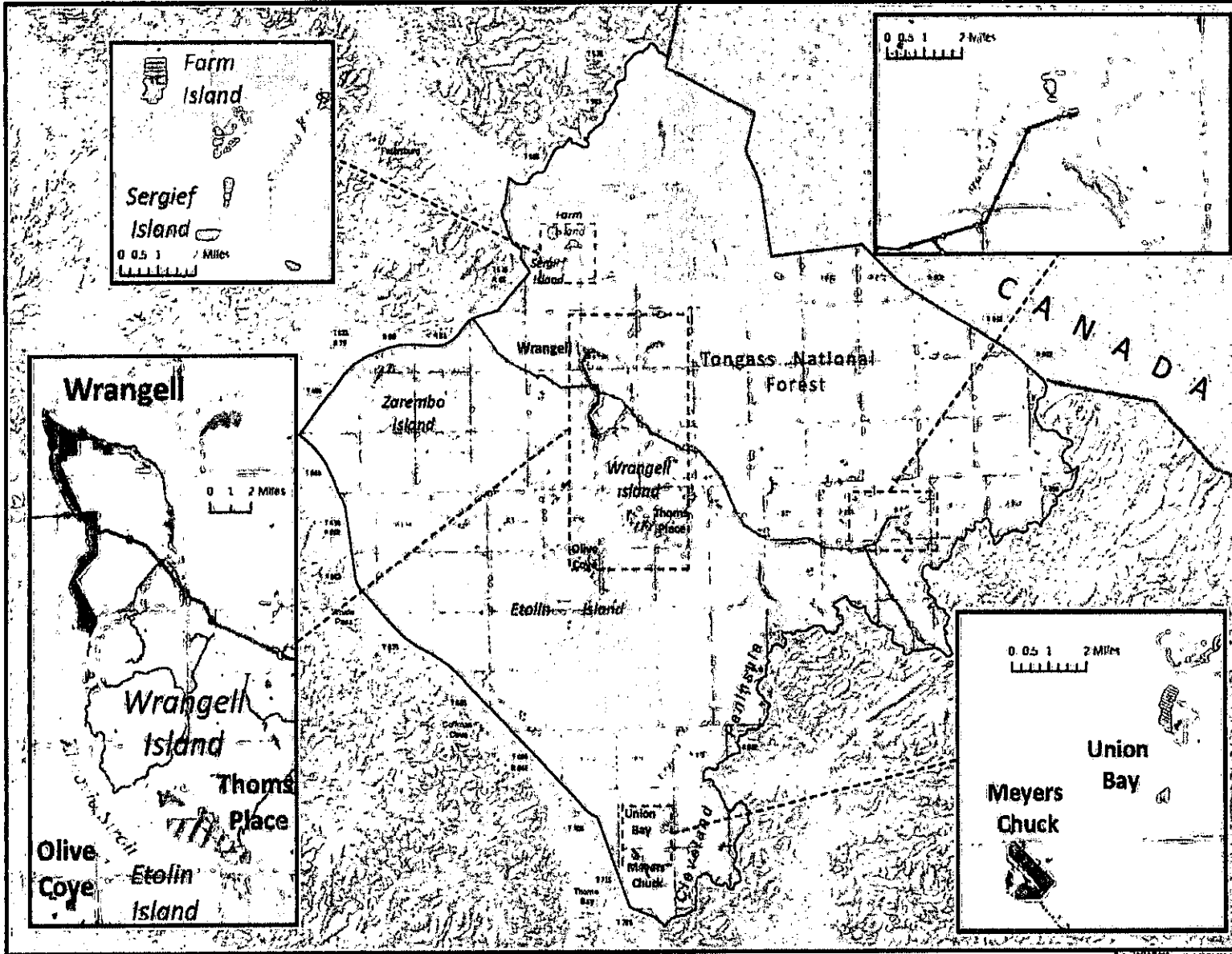
This map was developed using the best available data and is for informational purposes only. Data may have changed since the time of the survey.

City and Borough of Wrangell Comprehensive Plan Figure

Land Status

-  Federal - Tongass Nat'l Forest
-  Federal - Tongass Wilderness Area
-  State of Alaska
-  State Selected
-  Alaska Mental Health Trust
-  City and Borough of Wrangell
-  Private
-  Existing Powerline

0 Miles 15



This map was developed using the best available data provided to it for illustrative purposes only. Data may have changed since the original data was used. Date: 10/10/2013

Yakutat Borough Gains 1,000's of Acres under Mackie's Legislation

For Immediate Release: April 22, 1998 Contact: Senator Jerry Mackie at (907) 465-4925 .

Juneau – In keeping with the state's established policy to assist the formation and operation of local governments with generous grants of state land, the Senate Wednesday unanimously voted to increase the Yakutat Borough's land grant entitlement to 8,500 acres.

"Adding 8,500 acres of state land to the Yakutat borough will empower the borough to provide the kinds of services that municipalities are expected to provide," said Senator Jerry Mackie (D-Craig), sponsor of Senate Bill 281. "This additional acreage will go a long way in helping this community."

When the Yakutat borough was formed in 1992, it was granted only 138 acres. This was based on a formula that calculates the land entitlement by taking 10% of vacant, unappropriated, and unreserved (VUU) state lands calculated as a part of the borough's boundary.

Last year, the Local Boundary Commission approved an annexation to the new borough which contains a substantial amount of state "VUU" lands. Had the annexed area been included in the original borough formation, the municipal land entitlement would amount to 33,000 acres.

"This bill corrects an obvious inequity in the land entitlement to the Yakutat borough," said Mackie.

Borough Entitlement Statistics

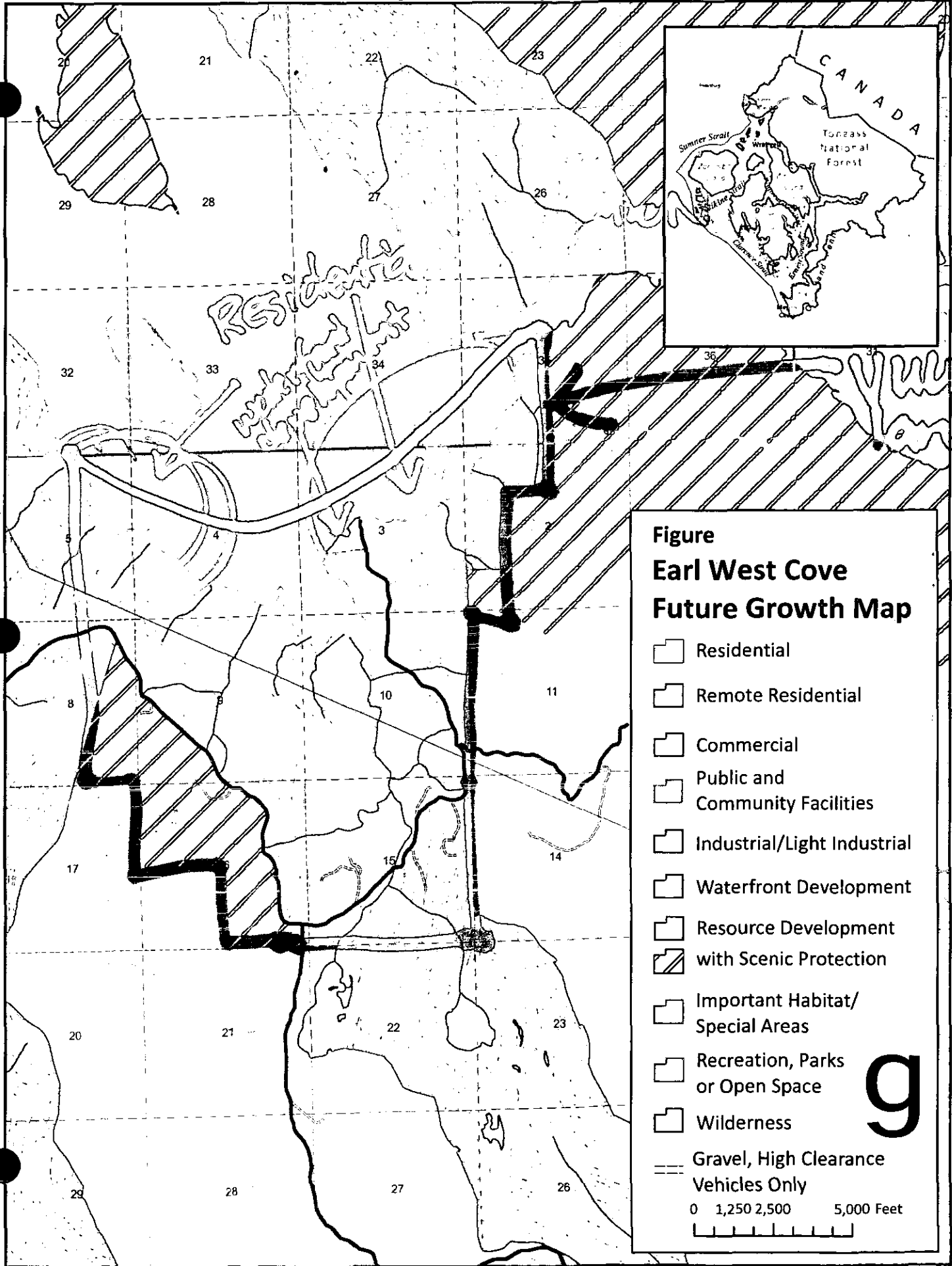
Borough	Sq. Miles of Land in Borough (does not include water)	Acres Land in Borough	Acres of Entitlement	Percent of Total Land in Borough Received as Entitlement
1. Municipality of Anchorage	1,697	1,086,080	44,893	4.13%
2. Fairbanks North Star Borough	7,361	4,711,040	112,000	2.38%
3. Matanuska Susitna Borough	24,682	15,796,480	355,210	2.25%
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6. City and Borough of Juneau	2,717	1,738,880	19,584	1.13%
7. Bristol Bay Borough	505	323,200	2,898	0.90%
8. Lake and Peninsula Borough	23,782	15,220,480	125,000	0.82%
9. Denali Borough	12,750	8,160,000	49,000	0.60%
10. City and Borough of Sitka	2,874	1,839,360	10,500	0.57%
11. City and Borough of Yakutat	7,650	4,896,000	21,500	0.44%
12. Ketchikan Gateway Borough	4,899	3,135,360	11,593	0.37%
13. Haines Borough	2,344	1,500,160	2,800	0.19%
14. Aleutians East Borough	6,988	4,472,320	7,633	0.17%
15. North Slope Borough	88,817	56,842,880	89,850	0.16%
			AVERAGE	1.13%
City and Borough of Wrangell	2,582	1,652,480	2503.5	0.15%

50281

44,000 acres total (state land)

Information supplied to City and Borough of Wrangell by Sheinberg Assoc. 204 N. Franklin St., Juneau, AK 99801

City and Borough of Wrangell Comprehensive Plan



This map was compiled using the best available data sources and is for illustration purposes only. Data may have discrepancies when compared to survey plats.

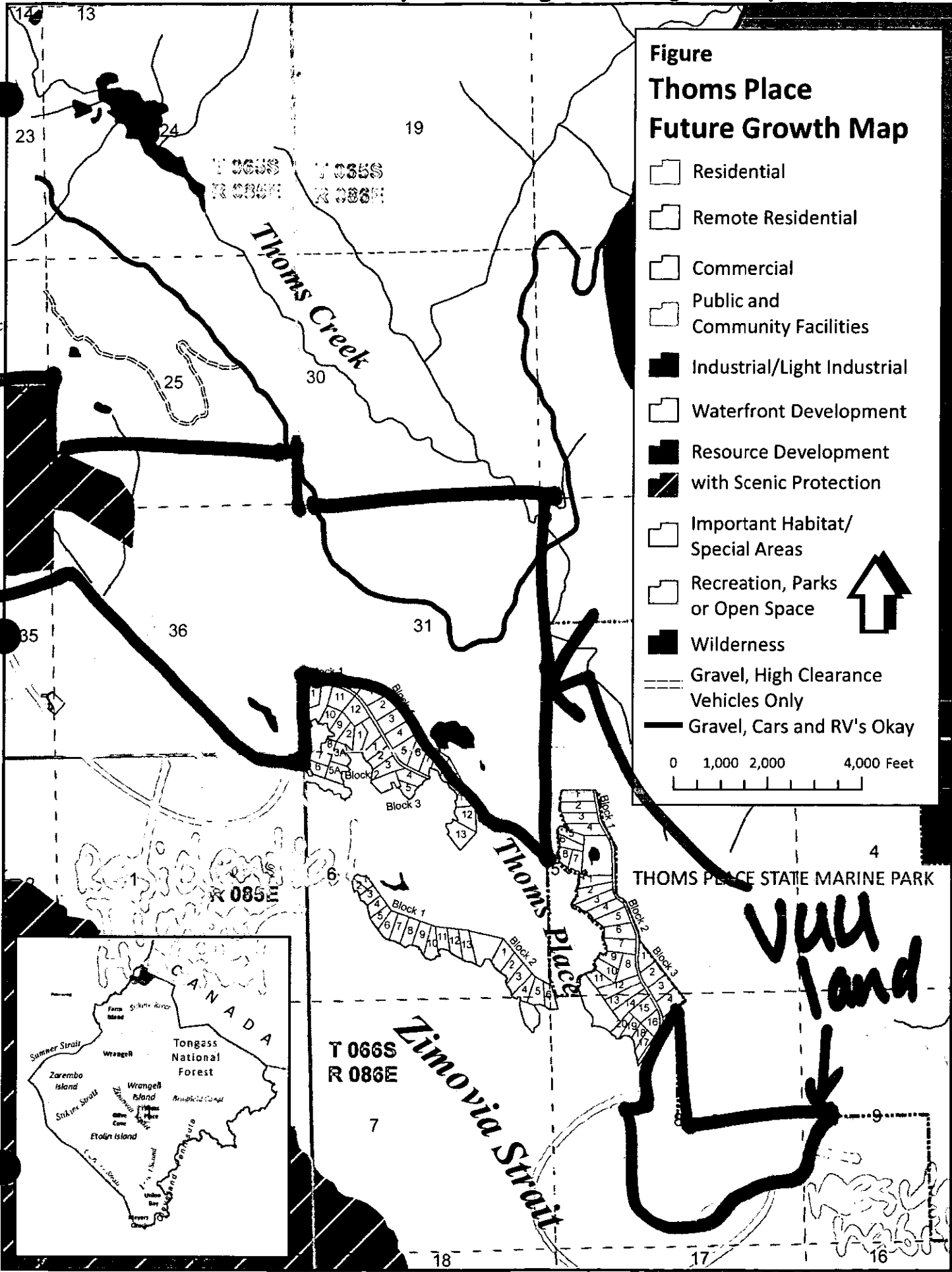
Timber harvest

DRAFT

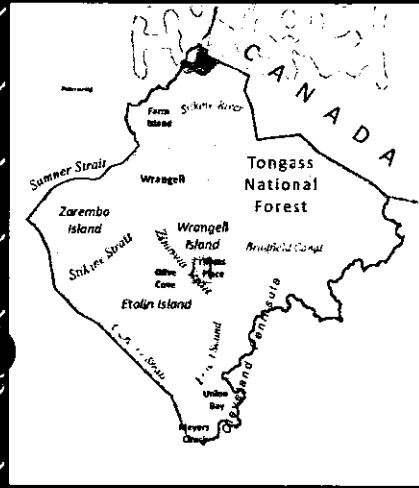
**Figure
Thoms Place
Future Growth Map**

-  Residential
-  Remote Residential
-  Commercial
-  Public and Community Facilities
-  Industrial/Light Industrial
-  Waterfront Development
-  Resource Development with Scenic Protection
-  Important Habitat/Special Areas
-  Recreation, Parks or Open Space
-  Wilderness
-  Gravel, High Clearance Vehicles Only
-  Gravel, Cars and RV's Okay

0 1,000 2,000 4,000 Feet



Vul land



THOMS PLACE STATE MARINE PARK

T 066S
R 086E

DRAFT

AMENDMENT

OFFERED IN THE HOUSE

TO: HB 273

- 1 Page 2, line 6:
- 2 Delete "18,675"
- 3 Insert "6,506"

1,952
10% land grant
VUU lands

ALASKA DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINING, LAND, AND WATER

DIRECTOR'S DECISION
LAND ENTITLEMENT CERTIFICATION UNDER AS 29.65.030
CITY AND BOROUGH OF WRANGELL

Action: On May 30, 2008, the Alaska Department of Commerce, Community, and Economic Development (DCCED) certified the incorporation of the City and Borough of Wrangell, as a unified home rule borough, concurrently dissolving the City of Wrangell. All rights, powers, duties, assets, and liabilities of the former city were immediately succeeded to the City and Borough of Wrangell under the provisions of AS 29.06.450(c) and 29.06.520.

In accordance with AS 29.65.030 the borough is entitled to 10 percent of the maximum total acreage of vacant, unappropriated, unreserved (VUU) state general grant land within the boundaries between the date of incorporation and two years thereafter unless requested on an expedited basis by resolution.

On October 22, 2009, a certified copy of a resolution was received from the City and Borough of Wrangell requesting an expedited certification of their land entitlement. The Director of Mining, Land and Water is required to certify the borough's entitlement within six months of this action. This decision is in response to the request and constitutes the Determination of Municipal Entitlement Acreage for the City and Borough of Wrangell.

Authority: This certification is authorized pursuant to AS 29.65.030. Authority to execute this certification has been delegated to the Chief of Resource Assessment and Development Section within the Division of Mining, Land, and Water.

Area of Application: The area of application is coterminous with the Certificate of Incorporation certified on May 30, 2008.

Administrative Record: Department of Natural Resources certification case file ADL 104904 for the City and Borough of Wrangell comprises the administrative record used for the basis of this certification.

Requirements of AS 29.65.030: AS 29.65.030 provides that municipalities incorporated after July 1, 1978, are entitled to a "general grant land" entitlement that is no less than 10 percent of the maximum total acreage of VUU lands within the municipal boundaries that existed between the date of its incorporation and two years thereafter. The definition of "general grant land" and "VUU land" is defined under AS 29.65.130 as follows:

"General Grant Land" is land that has been patented or tentatively approved to the state from the United States under Section 6(a) or (b) of the Alaska Statehood Act.

"Vacant, Unappropriated, Unreserved Land" is general grant land as defined above excluding minerals as required by Section 6(i) of the Alaska Statehood Act that has not been set aside by statute for one or more particular uses or purposes such as legislatively designated areas for refuges. In addition, the land must be unclassified or, if classified under AS 38.05.300, is classified for agricultural, grazing, material, public recreation, settlement or was classified no earlier than September 1, 1983 as resource management that is still classified as resource management under AS 38.05.300.

State land within the following townships or portions of townships have been identified as meeting the criteria established above and have been used in determining the borough's entitlement as illustrated on MAP 1 (VUU Land within the City & Borough of Wrangell) and TABLE 1 (State Land Determined to be VUU-City & Borough of Wrangell). Land use classifications have been derived from the Central-Southern Southeast Area Plan.

<u>MTR</u>	<u>Acres</u>
T062, S080E, CRM	1,100.26
T063, S080E, CRM	578.96
T068, S084E, CRM	752.00
T065, S089E, CRM	830.83
T065, S090E, CRM	3,259.13
T068, S086E, CRM	253.65
T068, S087E, CRM	2,271.46
T063, S085E, CRM	78.78
T064, S085E, CRM	3,485.76
T062, S085E, CRM	148.57
T062, S084E, CRM	4,183.31
T063, S084E, CRM	3,711.35
T064, S084E, CRM	1,294.77
T065, S085E, CRM	1,935.18
T066, S085E, CRM	193.43
T065, S086E, CRM	552.52
T066, S086E, CRM	405.35

Total VUU Area = 25,035 acres, more or less.
10% of the Total VUU Area = 2,503.5 acres.

Inclusion of Former City of Wrangell Acreage. Under AS 29.06.459(c), "a municipality succeeding to a dissolved municipality succeeds to all rights, powers, duties, assets, and liabilities." Acreage provided to the former municipality is counted against the acreage provided to the new municipality. DNR certified the City's entitlement as 551 acres (DNR appeal response dated December 15, 1988).

Determination of Entitlement Acreage. The amount of acreage that the borough is entitled to under AS 29.65.030 is determined to be 1,952.5 (2,503.5 - 551).

Finding and Decision: Pursuant to 29.65.030 and AS 29.65.130, there are 25,035 acres of state land that exist within the corporate limits of the municipality of which 10% may be conveyed to a municipality, equivalent to 2503.5 acres, which must be reduced by the amount of land conveyed (551 acres) previously conveyed to the City of Wrangell. The City and Borough of Wrangell's municipal entitlement is, therefore, 1,952.5 acres.

The finding presented above has been reviewed and been found to be complete and accurate. The casefile has been found to be complete and the requirements of all applicable statutes have been satisfied. It is my finding that the municipal entitlement of the City and Borough of Wrangell is 1,952.5 acres.

Bruce Phelps
Bruce Phelps, Chief
Resource Assessment and Development Section

12/10/09
Date

Appeal Provision: A person affected by this decision may appeal it, in accordance with 11 AAC 02. Any appeal must be received by December 29, 2009 and may be mailed or delivered to Tom Irwin, Commissioner, Department of Natural Resources, 550 W. 7th Avenue, Suite 1400, Anchorage, Alaska 99501; faxed to 1-907-269-8918, or sent by electronic mail to dnr.appeals@alaska.gov. If no appeal is filed by that date, this decision then goes into effect on January 11, 2010. An eligible person must first appeal this decision in accordance with 11 AAC 02 before appealing this decision to Superior Court. A copy of 11 AAC 02 may be obtained from any regional information office of the Department of Natural Resources.



AMENDMENT #2

Gara
Hawker

OFFERED IN THE HOUSE
TO: CSHB 280(FIN)

- 1 Page 9, line 31:
- 2 Delete "\$15,000,000"
- 3 Insert "the lesser of \$15,000,000 or 25 percent of the costs incurred to establish the gas
- 4 storage facility"

HOUSE COMMITTEE REPORT

(7)
Date Referred to Committee: January 19, 2010

FURTHER REFERRALS: Finance

Date of Committee Action: 2.25.10

The COMMUNITY AND REGIONAL AFFAIRS Committee considered: HB 273

HOUSE BILL NO. 273

"An Act relating to general grant land entitlements for the City and Borough of Wrangell; and providing for an effective date."

HB 273-MUNICIPAL GENERAL GRANT LAND

Recommends it be replaced with HCS or CS for HB 273 (CRA)
For Senate Bills with new title: Technical Title New Title: HCR _____ Same Title New Title

- attach amendments
- add new referral to _____ Committee
- Letter of Intent _____ Committee

List of Abbrev for Depts.:
ADM
CED
COR
CRT
EED
DEC
DFG
GOV
DHS
LWF
LAW
LEG
MVA
DNR
DPS
REV
DOT
UA

<u>NEW FISCAL NOTES</u>				
*Assigned by Chief Clerk's Office				
List by Dept(s):	*FN#	Fiscal	Indet.	Zero
DNR				X

<u>PREVIOUS FISCAL NOTES</u>				
List by Dept(s):	FN#	Fiscal	Indet.	Zero

<u>Signing with recommendations</u>	Printed Last Name	DP	DNP	NR	AM
<i>Berta Gardner</i>	Gardner	X			
<i>W. Keller</i>	Keller	X			
<i>Harri</i>	Harri	X			
<i>Christina</i>	Christina	X			
Chair: <i>Cathy Murray</i>	Murray	X			
Chair: <i>Robert E. Herron</i>	HERRON			X	

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