



LAWS OF ALASKA

1975

Source

CSHB 269 am

Chapter No.

47

AN ACT

Creating the Chilkat State Park; and providing for an effective date.

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

- * Section 1. AS 41.20.170 is amended to read:

ARTICLE 5. CHILKAT STATE PARK.

Sec. 41.20.170. DECLARATION OF PURPOSE. The purpose of secs. 170 - 190 of this chapter is to empower the governor to restrict state-owned lands and waters described in sec. 180 of this chapter to use as a state park. Under the provisions of AS 38.05.300, state land, water, or land and water containing more than 640 acres may be closed to multiple purpose use only by Act of the legislature. Because the area described in sec. 180 of this chapter exceeds 640 acres, secs. 170 - 190 of this chapter are intended to provide for the closing of the described lands and waters to multiple purpose use in conformity with AS 38.05.300 and their subsequent designation as a special purpose site in accordance with art. VIII, sec. 7, of the Constitution of the State of Alaska.

- * Sec. 2. AS 41.20.180 is amended to read:

Sec. 41.20.180. DESIGNATED STATE LANDS AND WATERS RESTRICTED TO USE AS PUBLIC RECREATION AREA. The governor may designate by proclamation the state-owned lands and waters and all those acquired in the future by the state, lying within the parcels described in this section, as the Chilkat State Park. The proclamation may include the entire area or portions of the area at different times, shall reserve the areas included from all uses incompatible with their primary function as public recreation land and waters, and shall assign them to the Department of Natural Resources

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for control, development and maintenance. Land covered by secs. 170 - 190 of this chapter has a total acreage of 6,045.45 acres, including approximately 610 acres of federal land, and is described as follows:

(1) U.S.S. 1599: portions of Sections 6, 7 and 8 T31S, R60E, C.R.M., known as Battery Point Light House Reserve;

(2) Section 1, T31S, R59E, C.R.M., excluding the portions of Lots 2 and 3 within the Chilkoot Inlet Alaska Subdivision; Section 6, T31S, R60E, C.R.M., Lots 1, 2 and 3; Section 7, T31S, R60E, C.R.M., Lots 1 - 7; Section 8, T31S, R60E, C.R.M., Lot 1; Section 12, T31S, R59E, C.R.M., NW 1/4, NE 1/4, and SE 1/4; Section 17, T31S, R60E, C.R.M.; Section 18, T31S, R60E, C.R.M.; Section 19, T31S, R60E, C.R.M., NE 1/4 NW 1/4, N 1/2 NE 1/4;

(3) Township 31 South, Range 60 East, C.R.M.
Section 30: Lots 8 and 9
Section 31: All
Section 32: SW 1/4, W1/2 NW 1/4 SE 1/4
W1/2 SE1/4 NW1/4 SE1/4
Lots 9 - 16 including W1/2 SW1/4 SE1/4
SE1/4

(4) Township 32 South, Range 60 East, C.R.M.
Section 5: W1/2, W 1/2 SE1/4
Section 6, 7, 8, 9, 15, 16, 17, 21, 22
excluding Tongass National Forest.

* Sec. 3. AS 41.20.190 is amended to read:

Sec. 41.20.190. INCOMPATIBLE USE PROHIBITED. The commissioner of natural resources shall designate by regulation incompatible uses within the boundaries of the Chilkat State Park in accordance with sec. 170 of this chapter, and those incompatible uses designated shall be prohibited or restricted, as provided by regulation. Nothing herein affects the rights and uses of water and facilities of the city of Haines, Alaska, located within the boundaries of this area.

* Sec. 4. The state may not acquire by eminent domain privately owned land for inclusion in Chilkat State Park.

* Sec. 5. This Act takes effect immediately in accordance with AS 01.10.070(c).