APPENDICES

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Appendix A GLOSSARY

AAC. Alaska Administrative Code that includes state regulations.

ADA. Americans with Disabilities Act of 1990.

ADF&G. Alaska Department of Fish and Game.

ADOT/PF. Department of Transportation and Public Facilities.

APA. Alaska Power Authority.

ARR. Alaska Railroad.

AS. Alaska Statutes.

Airboat. A shallow draft boat driven by an airplane propeller and steered by a rudder (11 AAC 20.990).

Aircraft. Any motorized that is used or intended for flight or movement of people or goods in the air (11 AAC 12.340, 11 AAC 20.990).

BLM. Bureau of Land Management.

Boat or Vessel. A device that is used or designed to be used for the movement of people or goods in or on the water, whether manually or mechanically propelled, but does not include personal flotation devices or other floats such as inner tubes, air mattresses, or surf boards (11 AAC 20.990).

Camp, Camping. To use a vehicle, tent, or shelter, or to arrange bedding, or both, with the intent to stay overnight in a park (11AAC 12.340).

Campground. An area developed and maintained by the division which contains one or more campsites (11 AAC 12.340).

Campsite. Any space designated for camping within a campground (11 AAC 12.340).

Commercial Activity. The sale of, delivery of, or soliciting to provide, goods, wares, edibles, or services in exchange for valuable consideration through barter, trade, or other commercial means; a service offered in conjunction with another sale of goods, wares, edibles, or services, which service involves the use of state park land or water, is a commercial activity whether or

not it is incidental to, advertised with, or specifically offered in the original sale; all guide, outfitter, and transportation services are commercial activities if any payment or valuable consideration through barter, trade, cash, or other commercial means is required, expected, or received beyond the normal and customary equally shared costs for food and fuel for any portion of the stay in the park (11 AAC 12.340).

Developed Facility. Includes a building, a boat ramp, campground, picnic area, rest area, visitor information center, swim beach, trailhead, parking area, and a developed ski area (11 AAC 20.990 and 11AAC 12.340).

DEIS. South Denali Implementation Plan and Draft Environmental Impact Statement.

DNR. Alaska Department of Natural Resources.

DPOR. Division of Parks and Outdoor Recreation, a division of DNR.

Department. The Department of Natural Resources.

Director. The Director of the Division of Parks and Outdoor Recreation, Department of Natural Resources, or the Director's authorized agent (11AAC 12.340).

Division. The Division of Parks and Outdoor Recreation, Department of Natural Resources (11AAC 12.340).

DSP. Denali State Park including three associated State Recreation Areas.

Firearm. Includes a pistol, rifle, shotgun, revolver, or mechanical gas or air-operated gun (11 AAC 20.990 and 11 AAC 12.340).

Firework. An explosive device or combustible material used to produce lights, smoke, or noise for entertainment (11 AAC 340).

Guideline. A specific course of action that must be followed when a DPOR resource manager permits, leases, or otherwise authorizes use of state lands. Guidelines range from giving general guidance for decision-making or identifying factors that need to be considered, to setting detailed standards for on-the-ground decisions.

Hovercraft. A vehicle supported above the surface of land or water by a cushion of air produced by downward-directed fans (11 AAC 20.990).

Hydroplane. A speed boat with hydrofoils or a stepped bottom, so that the hull is raised wholly or partially out of the water allowing it to skim along the water at a high rate of speed (11 AAC 20.990).

Jetski. See "Personal Watercraft."

May. Same as "should." See should.

MSB. Matanuska-Susitna Borough.

Motorized vehicle. A motorized device for carrying persons or objects over land, water, or through the air, and includes automobiles, snowmachines, bicycles, off-road vehicles, boats, and aircraft (11 AAC 21.290).

NPS. National Park Service.

Off-Road Vehicle. A motorized vehicle designed or adapted for cross-country operation over irregular terrain, consisting of more than one drive wheel or track, having a gross vehicle weight less than 1,500 pounds or exerting less than 8 pounds per square inch ground pressure, and which is less than 88 inches wide (11 AAC 20.990).

Ordinary High Water Line. That line on the shore of a non-tidal river or stream that reflects the highest level of water during an ordinary year and is established by fluctuations of water and indicated by physical characteristics such as a clear, natural line impressed on the bank; shelving; changes in the character of soil; destruction of terrestrial vegetation; the presence of litter and debris; or other appropriate means that consider the characteristics of the surrounding area (11 AAC 20.990).

Park Unit. See "State Park Unit."

Parking Area. See "Road."

Permit. A written authorization to engage in uses or activities that are otherwise prohibited or restricted (11 AAC 18.200).

Personal Watercraft. A vessel that is (A) less than 16 feet in length; (B) propelled by a waterjet pump or other machinery as its primary source of motor propulsion; and (C) designed to be operated by a person sitting, standing, or kneeling on the vessel, rather than by a person sitting or standing inside it (11 AAC 20.990).

Road. For the purposes of 11 AAC 12.020, "road" or "parking area" means the traveled portion of a vehicular way or area maintained by the state for the purpose of allowing access or parking by registered highway vehicles.

Shall. Same as "will." See "will."

Should. States intent for a course of action or a set of conditions to be achieved. Guidelines modified by the word "should" state the plan's intent and allow the manager to use discretion in deciding the specific means for best achieving the intent or whether particular circumstances justify deviations from the intended action or set of conditions.

Snowmobile. A self-propelled vehicle (A) intended for off-road travel on snow; (B) having a maximum width of 46 inches and a curb weight of not more than 1000 pounds; (C) driven by one or more tracks in contact with the snow; and (D) steered by one or more skis in contact with the snow (11 AAC 20.990).

Snow Vehicle. A motor vehicle of 850 pounds or less gross vehicle weight, primarily designed to travel over ice or snow, and supported, in part, by skis, belts, cleats, or low-pressure tires (11 AAC 20.990 and 11 AAC 12.340).

State Park. Any land or water managed by the division (including Denali State Park and the Blair Lake, Tokositna and Indian River State Recreation Areas) (11 AAC 12.340).

State Park Unit. An individual or group of facilities, structures, or natural resources and lands that are managed by the division (11 AAC 12.340). A unit of the state park system (AS 41.21.026).

Structure. Something constructed or built in, or transported to, a state park unit, including a dock, cabin, floatcamp, building, shanty, or facility used for residential or commercial purposes; it does not include a vessel with overnight berthing whose primary use is not as a domicile, but for commercial or sport fishing, general recreational boating, or transportation (11 AAC 12.340).

Unit. See "State Park Unit."

Vehicle. Means a mechanical device for carrying persons or objects over land, water, or through the air, including automobiles, motorcycles, snowmachines, bicycles, off-road vehicles, motorized boats, and aircraft (11 AAC 20.990). "Vehicle" does not include non-motorized sailboats, canoes, kayaks, rafts, sailboards, hang gliders, gliders, or parasails (11 AAC12.340).

Vessel. See "Boat."

Weapon. Includes a bow and arrow, slingshot, crossbow, and firearm (11 AAC 12.340 and 11 AAC 20.990).

Will. Requires a course of action or a set of conditions to be achieved. A guideline modified by the word "will" must be followed by land managers and users. If such a guideline is not complied with, a written decision justifying the noncompliance is required.

Appendix B

ACKNOWLEDGMENTS

The Denali State Park Master Plan is the product of a variety of individuals and groups who deserve recognition.

Susitna Valley State Park Citizen's Advisory Board

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Appendix B - Acknowledgments

Finally, the participation of the public, with a diversity of values and opinions, has been a tremendous asset to this planning process. The vigorous exchange of views by reasonable people of many persuasions has hopefully resulted in a balanced plan which will enhance public use and enjoyment of the park while protecting its many special features.

Appendix C

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Appendix D

STATUTES, REGULATIONS & MANAGEMENT AGREEMENTS FOR DENALI STATE PARK

Park Enabling Legislation³⁴

Sec. 41.21.150. Purpose of AS 41.21.150 - 41.21.152.

The purpose of AS 41.21.150 - 41.21.152 is to restrict state-owned land and water described in AS 41.21.151 to use as a state park. Under AS 38.05.300, state land, water, or land and water containing more than 640 acres may be closed to multiple use only by act of the legislature. Because the area described in AS 41.21.151 exceeds 640 acres, AS 41.21.150 - 41.21.152 are intended to provide for the closing of the described land and water to multiple use in conformity with AS 38.05.300 and its designation as a special purpose area in accord with art. VIII, Sec. 7 of the Constitution of the State of Alaska.

Sec. 41.21.151. Denali State Park established.

The state-owned land and water and that acquired in the future by the state lying within the parcels described in this section are designated as the Denali State Park. This land and water is reserved from all uses incompatible with its primary function as park area. Land covered by AS 41.21.150 - 41.21.152 is that within the following described parcels:

- (1) Township 29N Range 6W, Range 5W, and that portion of Range 4W lying north and west of the Alaska Railroad right-of-way; Township 30N Range 5W and that portion of Range 3W and 4W lying north and west of the Alaska Railroad right-of-way; Township 31N Range 5W, Range 4W and that portion of Range 3W and Range 2W lying north and west of the Alaska Railroad right-of-way; Township 32N Range 4W, Range 3W and that portion of Range 2W lying north and west of the Alaska Railroad right-of-way; and Township 33N Range 4W, Range 3W and that portion of Range 2W lying west of the Alaska Railroad right-of-way, all in the Seward Meridian;
- (2) Township 29N, Range 7W; Sections 1-27 and 34-36, Township 29N, Range 8W; containing approximately 42,240 acres, all in the Seward Meridian.

³⁴ The Alaska State Legislature created a 282,000-acre Denali State Park (AS 41.21.150-152) in 1970, and in 1976 amended the boundary to add the upper reaches of the Tokositna basin, west of the old park boundary. Legislatively designated park acreage now totals around 324,240.

Sec. 41.21.152. Eminent domain prohibited.

The state may not acquire by eminent domain privately owned land for inclusion in the Denali State Park.

State Recreation Areas Managed as Units of Denali State Park

The following three State Recreation Areas (SRA) were added administratively to the Denali State Park Unit through Interagency Land Management Agreements (ILMA's) between the DNR Division of Mining, Land and Water and the DNR Division of Parks and Outdoor Recreation. The three SRA's are managed as part of the state park unit and addressed by this plan.

Blair Lake State Recreation Area

Established by management agreement, ADL 225371, to be managed as an additional unit adjacent to Denali State Park. Area is described in amended legal description of 2-21-1996 as: Township 28 North, Range 5 West, Seward Meridian Section 2: Blair Lake Section 3: N1/2 and Blair Lake, containing 400 acres, more or less. This assignment includes management of the water column of Blair Lake.

Indian River State Recreation Area

Established by management agreement, ADL 225372, to modify Denali State Park boundaries. Area is described by legal description of 10-24-1990 as: land between the Indian River and the Alaska Railroad right-of-way located within section 4, 8 and 9, Township 31 North, Range 2 West; and state-owned land North and West of the Susitna River located within Sections 16, 17 and 20, Township 31 North, Range 2 West, Seward Meridian including approximately 470 acres.

Tokositna State Recreation Area

Established by management agreement, ADL 225373, to be managed as an addition to Denali State Park. Area is described in legal description of 12-15-1994 as: Township 28 North, Range 6 & 7 West, Seward Meridian that state-owned land and water North of the right bank of the Tokositna River located within Section 6, Township 28 North, Range 6 West, Seward Meridian including the Tokositna River; and state-owned land and water north of the right bank of the Tokositna River located within Sections 1 & 2, Township 28 North, Range 7 West, Seward Meridian including the Tokositna River, containing 600 acres more or less.

Other Statutes that Apply Specifically to the Park

Sec. 41.21.022(4). Discharge of firearms.

The discharge of firearms during lawful hunting, trapping, and fishing is permitted within the boundaries of Denali State Park except that all or part of a state park, marine park, wildlife preserve, or recreation area may be closed to the discharge of firearms by regulations adopted by the department for purposes of public safety.

Zoning Statutes³⁵

Sec. 41.21.025. Zoning of private land within state parks.

- (a) The department may adopt, under AS 44.62 (Administrative Procedure Act), zoning regulations governing private property within the boundaries of state parks established under this chapter.
- (b) Land patented to or under interim conveyance to a regional or village native corporation under 43 U.S.C. 1601-1628 (P.L. 92-203, Alaska Native Claims Settlement Act) that falls within a state park boundary is subject to the zoning regulations provided for under (a) of this section only if the affected regional or village native corporation consents to or fails to reject the zoning regulations within 60 days from the date they are submitted to the affected corporation.
- (c) Uses existing on June 25, 1976 are not affected by zoning regulations adopted after June 25, 1976.

Regulations that Apply Specifically to the Park

11 AAC 20.400. Use of Weapons.

The use and discharge of a weapon for the purpose of lawful hunting or trapping is allowed in Denali State Park, except within one-half mile of a developed facility or the trail around the shoreline of Byers Lake, or within a quarter-mile of the Parks Highway between Mile 132 and Mile 170.³⁶

³⁵ Under Matanuska-Susitna Borough Municipal Code 17.17, lands within the state park were designated a Special Land Use District (SLUD). The area within the boundaries of the SLUD is zoned for recreational uses (Ord. 90-125, § 3 (part), 1991).

³⁶ Under 11 AAC 20.980 (1) and (2), the same restrictions apply to the Blair Lake and Tokositna State Recreation areas.

11 AAC 20.410. Aircraft³⁷.

- (a) The use of fixed wing aircraft is allowed in Denali State Park west of the Parks Highway and on Blair and Ermine Lakes.
- (b) Practice landings are not allowed.
- (c) A person may land a helicopter in Denali State Park if authorized by the director under 11 AAC 18.010.

11 AAC 20.415. Motorized Boats.

- (a) Except as provided by (b) through (d) of this section, the use of motorized boats is allowed in Denali State Park.³⁸
- (b) If a motorized boat is used on Byers Lake, the boat may only be powered by an electric motor.
- (c) The Tokositna River upstream from Pirate Lake is closed to the use of airboats between April 20 and July 10 annually unless authorized by the director under 11 AAC 18.010.³⁹
- (d) Jet skis and hovercraft are prohibited, except on the Susitna River.

11 AAC 20.985. Use of motorized boats.

- (a) The use of motorized boats is allowed in the following state recreation sites, recreation areas, and historic sites:
 - (1) Blair Lake State Recreation Area;
 - (12) Tokositna State Recreation Area, except the Tokositna River is closed to the use of airboats between April 20 and July 10 annually, unless authorized by the director under 11 AAC 18.010.

11 AAC 20.420. Campfires.

Open fires are allowed on the gravel bars in and along the Chulitna, Susitna, and Tokositna Rivers.

11 AAC 20.425. Snow Vehicles.

If the director finds that the snow depth is adequate to protect underlying vegetation, the director shall open Denali State Park to the use of snow vehicles.

³⁷Under 11 AAC 20.983(a), the use of fixed wing aircraft is allowed in the Blair Lake and Tokositna State Recreation areas, except for practice landings.

³⁸ Under 11 AAC 20.985, this use is also allowed in the Blair Lake State Recreation Area.

³⁹ Under 11 AAC 20.985, the same restriction applies to the Tokositna State Recreation Area.

11 AAC 20.935. Snow vehicles.

If the director finds that the snow depth is adequate to protect underlying vegetation, the director shall post the following state recreation areas and sites as open to the use of snow vehicles: (9) Blair Lake State Recreation Area; and (10) Tokositna State Recreation Area.

11 AAC 20.430. Horses⁴⁰.

- (a) The use of horses, mules, and burros is allowed in Denali State Park, except for the following areas:
 - (1) designated campgrounds;
 - (2) Byers Lake Trail;
 - (3) Troublesome Creek Trail;
 - (4) Little Coal Creek Trail;
 - (5) Ermine Hill Trail;
 - (6) that portion of Denali State Park south of the township line between T29N and T30N, Seward Meridian; west of the range line between R4W and R5W, Seward Meridian; and east of the George Parks Highway, except as authorized by the Director under 11 AAC 18.010.
- (b) The use of horses, mules, and burros in Denali State Park is subject to the following conditions:
 - (1) a group using 10 or more animals must obtain authorization from the director under 11 AAC 18.0 10 before entering the state park;
 - (2) tethering horses, mules, and burros within 100 feet of fresh water is prohibited;
 - (3) loose herding of animals is prohibited.

11 AAC 20.435. Recreational Gold Panning.

- (a) Except as provided in (b) and (c) of this section, recreational gold panning is allowed in Denali State Park only if the following conditions are met:
 - (1) no motorized equipment is used;
 - (2) only a gold pan or a shovel, or both, may be used; and
 - (3) no chemicals are used.
- (b) Recreational gold panning in Denali State Park may be conducted on an anadromous fish stream only between May 16 and July 14 annually.
- (c) For the purpose of recreational gold panning, a person may not extract or disturb natural materials above the ordinary high water line or where live vegetative matter exists in Denali State Park.

 $^{^{40}}$ Under 11 AAC 20.987, the same restriction apply to the Blair Lake and Tokositna State Recreation Areas.

Appendix D - Statutes, Regulations & Management Agreements

11 AAC 20.437. Bicycles.

The use of bicycles in Denali State Park is allowed only on designated trails west of the Parks Highway and on the Byers Lake Loop Trail.