

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

Northern Region  
3700 Airport Way  
Fairbanks, AK 99709  
(907) 451-2740

Southcentral Region  
550 W 7th Ave., Suite 900C  
Anchorage, AK 99501-3577  
(907) 269-8552

Southeast Region  
400 Willoughby  
P.O. Box 111020  
Juneau, AK 99811-1020  
(907) 465-3400

**APPLICATION FOR EASEMENT  
AS 38.05.850**

Non-refundable application fee: \$100\*

ADL # \_\_\_\_\_  
(to be filled in by state)

Applicant's Name Kenai Peninsula Borough Doing business as: \_\_\_\_\_

Mailing Address 144 North Binkley Street E-Mail: dconetta@kpb.us

City/State/Zip Soldotna, Alaska 99669

Message Phone 907) 714-2211 Work Phone 907) 714-2211

Is applicant a nonprofit cooperative association?  yes  no. If yes, are you applying for an exemption under AS 38.05.850(b)?  yes  no. If yes, please submit proof of nonprofit status (e.g. by-laws, articles of incorporation, tax statement).

Location of activity/Legal Description: Municipality \_\_\_\_\_, Meridian \_\_\_\_\_  
Township 1N, Range 1E, Section 18, NW 1/4, 1/4  
Township \_\_\_\_\_, Range \_\_\_\_\_, Section \_\_\_\_\_, 1/4, 1/4

(attach extra sheets as needed)

Total length of applied-for easement (feet): 3,100 Total width of applied-for easement (feet): 60  
Acres encompassed by easement: 4.27 (43,560 square feet = 1 acre)

Specific purpose of easement (e.g. electric utility, fiber-optic conduit or cable, telecommunications tower, road, bridge, airstrip/airport, driveway, trail, drainage), and type of anticipated traffic (e.g. plane, truck, heavy equipment): Explain \_\_\_\_\_  
Access road to Salmon Creek to and across State land.

Are you applying for the Division of Mining, Land and Water to reserve a Public Easement? Yes  No . Are you applying to be granted a Private Easement? Yes  No . (Note: Annual rental fee required for private easement)

\*See 11 AAC 05.010 regarding fees for federal, state, and local government agencies

Date Stamp:

State briefly the standards and methods of construction: e.g. regulated standards, winter trail, dirt trail, gravel road, paved road, etc.; clearing by hand, clearing/construction by mechanical equipment (state type of equipment to be used, e.g. J.D. 350, 944 F.E. loader, hydro-axe, D-8), or establishment by use only. \_\_\_\_\_  
12 ft. wide gravel road built to the U.S. Army Corp of Engineers standards. This is a cooperative partnership project  
known as the Salmon Creek Flood Risk Management (Section 205). The successful contractor for this project will  
establish the means, methods, and equipment necessary to construct the road.

Is this an existing use? Yes  No . If yes, provide documentation verifying existing use, such as easement atlas, affidavits attesting to use and existence, pictures, etc. Iditarod Trail / Recreational Use

Construction to begin: July 15, 2017

Construction to be completed by: October 31, 2017

Other permits or authorizations applied for in conjunction with this proposed project: \_\_\_\_\_

Application for an additional 200' x 150' Public Access Easement.

If this authorization is granted, I agree to construct and maintain the improvements authorized in a workmanlike manner, and to keep the area in a neat and sanitary condition; to comply with all the laws, rules, and regulations pertaining thereto; and provided further that upon termination of the easement for which application is being made, I agree to remove or relocate the improvements and restore the area without cost to the state and to the satisfaction of the Director of the Division of Mining, Land and Water.



Marcus Mueller

Digitally signed by Marcus Mueller  
DN: cn=Marcus Mueller, o=Kodiak Peninsula  
Borough, ou=Land Management Division,  
email=mmueller@kpb.ak.us, c=US  
Date: 2016.12.16 09:47:40 -0800

Applicant's Signature

Dec 16, 2016

Date

**INSTRUCTIONS:** Attach a USGS map (scale of 1:63,360) or a state status plat showing the location of the proposed easement, and an environmental risk assessment questionnaire (form 102-4008A).

The final granting of a private easement or reservation of a public easement will be contingent upon our receipt of a plat depicting the post-construction location of the improvements. If your application is approved, instructions for the completion of the plat will be provided to you, or can be picked up at any of our offices.

AS 38.05.035(a) authorizes the director to decide what information is needed to process an application for the sale or use of state land and resources. This information is made a part of the state public land records and becomes public information under AS 40.25.110 and 40.25.120 (unless the information qualifies for confidentiality under AS 38.05.035(a)(9) and confidentiality is requested). Public information is open to inspection by you or any member of the public. A person who is the subject of the information may challenge its accuracy or completeness under AS 44.99.310, by giving a written description of the challenged information, the changes needed to correct it, and a name and address where the person can be reached. False statements made in an application for a benefit are punishable under AS 11.56.210.

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

**Contract Administration**  
550 W 7th Ave., Suite 640  
Anchorage, AK 99501-3576  
(907) 269-8594

**Northern Region**  
3700 Airport Way  
Fairbanks, AK 99709  
(907) 451-2740

**Southcentral Region**  
550 W 7th Ave., Suite 900C  
Anchorage, AK 99501-3577  
(907) 269-8552

**Southeast Region**  
400 Willoughby,  
Suite #400  
P.O. Box 111020  
Juneau, AK 99801  
(907) 465-3400

**APPLICANT ENVIRONMENTAL RISK QUESTIONNAIRE**

The purpose of this questionnaire is to help clarify the types of activities you propose to undertake. The questions are meant to help identify the level of environmental risk that may be associated with the proposed activity. The Division of Mining, Land and Water's evaluation of environmental risk for the proposed activity does not imply that the parcel or the proposed activity is an environmental risk from the presence or use of hazardous substances.

Through this analysis, you may become aware of environmental risks that you did not know about. If so, you may want to consult with an environmental engineer or an attorney.

|                         |  |
|-------------------------|--|
| Kenai Peninsula Borough |  |
|-------------------------|--|

Applicant's Name Doing Business As

144 North Binkley Street, Soldotna Alaska 99669

|         |      |       |     |
|---------|------|-------|-----|
| Address | City | State | Zip |
|---------|------|-------|-----|

|                |                |                 |             |
|----------------|----------------|-----------------|-------------|
| (907) 714-2211 | (907) 714-2211 | dconetta@kpb.us | Dan Conetta |
|----------------|----------------|-----------------|-------------|

|               |            |        |                |
|---------------|------------|--------|----------------|
| Message Phone | Work Phone | E-Mail | Contact Person |
|---------------|------------|--------|----------------|

Describe the proposed activity:

24 ft. wide gravel road built to the U.S. Army Corp of Engineers standards. This is a cooperative partnership project known as the Salmon Creek Flood Risk Management (Section 205). The successful contractor for this project will establish the means, methods, and equipment necessary to construct the road.

In the course of your proposed activity will you generate, use, store, transport, dispose of, or otherwise come in contact with toxic and/or hazardous materials, and/or hydrocarbons? Yes  No

If yes, please list the substances and the associated quantities. Use a separate sheet of paper, if necessary.

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If the proposed activities involve any storage tanks, either above or below ground, address the following questions for each tank. Please use a separate sheet of paper, if necessary, and, where appropriate, include maps or plats:

a. Where will the tank be located? \_\_\_\_\_

b. What will be stored in the tank? \_\_\_\_\_

c. What will be the tank's size in gallons? \_\_\_\_\_

d. What will the tank be used for? (Commercial or residential purposes?) \_\_\_\_\_

e. Will the tank be tested for leaks? \_\_\_\_\_

f. Will the tank be equipped with leak detection devices? Yes  No . If yes, describe: \_\_\_\_\_

Do you know or have any reason to suspect that the site may have been previously contaminated? Yes  No .

If yes, please explain: \_\_\_\_\_

I certify that due diligence has been exercised and proper inquiries made in completing this questionnaire, and that the foregoing is true and correct to the best of my knowledge.

*Marcus C. Clark* KPB Land Management Officer  
Applicant

12/16/16  
Date

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**INSTRUCTIONS FOR COMPLETING A DEVELOPMENT PLAN**

A development plan is a written statement (narrative) and a sketch or blueline drawing describing the proposed use and development of state land. The information contained in a development plan is needed to provide a complete review of the application and the proposed use and development, and helps to determine the terms and conditions of the authorization and the level of bonding and insurance that may be required.

Most applications submitted to the Division of Mining, Land and Water must have an attached development plan. The few exceptions to this rule include applications for state land sales and some types of land use permit. The amount and type of information included in the development plan will depend on the proposed use and level of development. Insufficient information in the development plan and/or application or failure to provide a development plan may result in a delay in processing the application. If you are unsure whether your application will require a development plan, contact the regional office responsible for managing the area you are planning to use (regional office addresses and phone numbers are shown at the top of this sheet).

If the application is approved, the approved development plan becomes a part of the authorization document. Authorized activities are limited to those described in the development plan and/or authorization document. The development plan must be updated if changes to an approved project are proposed before or during the project's siting, construction, or operation; if any additional structures, buildings, or improvements are proposed; or if there is a change in activity that was not addressed during consideration of the application. Please note that these development plans or plan changes must be approved by the Division of Mining, Land and Water before any change occurs in use, construction, or activity. Conducting activities that are not authorized by the development plan and authorization document could result in revocation and termination of the authorization and/or other appropriate legal action.

**I. General Guidelines for Preparing a Development Plan** For new authorizations, the development plan must show the proposed improvements and/or use areas, as well as preconstruction plans. For existing authorizations without a current development plan or if the development plan is being updated, the plan must show existing improvements and/or use areas, etc., and any known future changes. The development plan must include:

- **Maps:** a USGS map at a scale of at least 1:63,360 showing the location of the proposed project; a blueline drawing or sketch, drawn to scale (the attached diagram may be used); and
- **Written Project description:** a detailed written description (narrative) of the intended use and level of development planned under the authorization and an explanation of the sketch or blueline drawing.

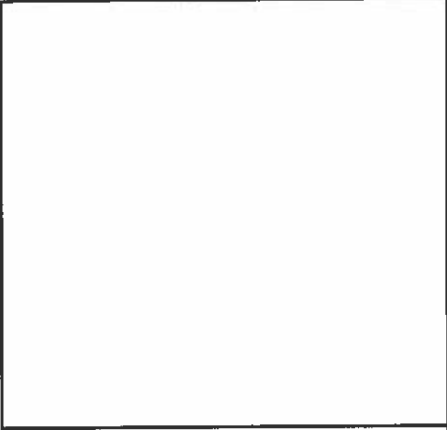
**II. Land Use Permits** Permanent improvements cannot be authorized by a land use permit. However, a development plan accompanying a land use permit application must describe nonpermanent structures and activities. (Nonpermanent structures are structures that can be easily and quickly taken down and removed from the site, without any significant disturbance or damage to the area.) Several of the specific development plan items listed below will not apply to activities authorized under a land use permit; those items that do apply should be described in as much detail as possible, to enable prompt review of the application. If the proposed land use permit activity is of a mobile nature, such as a permit to move heavy equipment across state land, a development plan is not required; but a map showing the proposed route of travel is required. If the impact would not have a significant effect on the environment, such as a permit to harvest wild produce, a development plan is not required, but a map showing the location of the proposed harvest area is required.

**III. Narrative portion of the development plan** Describe the type of activities or development planned for the site; specify if any facilities are intended for commercial use, or will be rented out; and provide a description and explanation of the items shown on the sketch or blueline. Following is a list of specific information to be included in the narrative, if applicable to the proposed project:

- **Legal description.** Provide a legal description of the parcel, i.e. a metes and bounds description, survey, lot and block, aliquot part, or other legal description.
- **Terrain/ground cover.** Describe the existing terrain/ground cover, and proposed changes to the terrain/ground cover.
- **Access.** Describe existing and planned access, and mode of transportation. If public access is to be restricted, define possible alternative public access routes.
- **Buildings and other structures.** Describe each building or structure, whether permanent or temporary, including a description of the foundation as well as the building and floor construction; the date when the structure is to be constructed or placed on the parcel; the duration of use; and what activities are to occur within each structure.
- **Power source.** Describe type and availability of power source to the site.
- **Waste types, waste sources, and disposal methods.** List the types of waste that will be generated on-site, including solid waste, the source, and method of disposal.
- **Hazardous substances.** Describe the types and volumes of hazardous substances present or proposed, the specific storage location, and spill plan and spill prevention methods. Describe any containment structure(s) and volume of containment structure(s), the type of lining material, and configuration of the containment structure. Provide Material Safety Data Sheets (MSDS).
- **Water supply.** Describe the water supply and wastewater disposal method.
- **Parking areas and storage areas.** Describe long-term and short-term parking and storage areas, and any measures that will be taken to minimize drips or spills from leaking vehicles or equipment. Describe the items to be stored in the storage areas.
- **Number of people using the site.** State the number of people employed and working on the parcel, and describe the supervisor/staff ratio. Estimate the number of clients that will be using the site.
- **Maintenance and operations.** Describe the long-term requirements, how they will occur and who will perform the work. Specify if any subcontractors will be involved, and explain the tasks they will perform.
- **Closure/reclamation plan.** Provide a closure/reclamation plan, if required for the type of authorization being applied for, e.g. material sale.

IV. **Sketch or blueline portion of the development plan** The sketch or blueline must be drawn to scale, and each item labeled in such a way that the information contained in the drawing can be located in the narrative portion of the development plan (professional quality drafting and mechanical lettering is preferred). Following is a list of information to be shown on the drawing, if applicable:

- Section, Township, and Range lines; North arrow; scale; title; and legend (attached is an acceptable format).
- All property boundaries, ordinary or mean high water lines, and existing or proposed rights-of-way; major topographic features such as roads, streams, rivers, and lakes, and their geographic names.
- Location and dimensions of any gravel pads, or cement foundations, buildings, and other structures and improvements, appropriately labeled.
- Location of any buried or above-ground utility lines (power, water, fuel, natural gas, etc.); sewage facilities, including sewage and wastewater outfall point; underground water system; and water source (if any).
- Location where any hazardous substances, including but not limited to oil, lubricants, fuel oil, gasoline, solvents, and diesel fuel, are stored. Method of storage (tank, drum, etc.).
- Location of parking areas, and areas for the storage of inactive vehicles; snow storage areas; storage areas for any other items not mentioned above (drill rigs, camps, pipe, watercraft, etc.).



VICINITY MAP

|   |                         |
|---|-------------------------|
| Date Prepared: _____  | Applicant's Name: _____ |
| <b>STATE OF ALASKA<br/>DEPARTMENT OF NATURAL RESOURCES<br/>DIVISION OF MINING, LAND AND WATER</b> |                         |
| <b>DIAGRAM</b>  |                         |
| Sec.(s) _____ Township _____, Range _____, Meridian _____   |                         |
| Scale: 1" = <input type="text"/> <input type="text"/>   |                         |
| SHEET <input type="text"/> OF <input type="text"/>  | File # _____            |

