STATE OF ALASKA DEPARTMENT OF NATURAL RESOURCES

Northern Regional Land Office

Regional Manager's Decision

ADL 421686
Alaska Department of Transportation and Public Facilities

Easement Application
AS 38.05.850

REQUESTED ACTION

The Department of Natural Resources (DNR), Division of Mining, Land, and Water (DMLW), received an application for a public easement from the Alaska Department of Transportation and Public Facilities (DOT) in support of reconstruction of the Parks Highway from approximately milepost 229.7 to 232.3 on state-owned, DMLW-managed land. The purpose of the proposed easement is to provide space for pedestrian improvements and staging during construction. The applicant has requested a public easement approximately 450 feet long, 50 feet wide, and 0.49 acres in size.

RECOMMENDED ACTION

NRO recommends issuance of a public easement as proposed.

SCOPE OF DECISION

The scope of this decision is to determine if it is in the State's interest to create an easement for the proposed use. The scope of administrative review for this authorization is limited to (1) reasonably foreseeable, significant effects of the uses to be authorized; (2) applicable statutes and regulations; (3) facts pertaining to the land or resources; and (4) issues that are material to the determination that issuing the authorization is in the interest of the State of Alaska. All other aspects of the applicant's project are outside the scope of this decision.

STATUTORY AUTHORITY

This easement application is being adjudicated pursuant to AS 38.05.850.

ADMINISTRATIVE RECORD

The administrative record for the proposed action consists of the Constitution of the State of Alaska, the Alaska Land Act as amended, applicable statutes and regulations referenced here-in, the 2014 Yukon Tanana Area Plan (YTAP) and other classification references described herein, and the casefile for the application serialized by DNR as ADL 421686.

LOCATION INFORMATION

Geographic Location

The applicant has requested that DMLW authorize an easement near milepost 231 of the Parks Highway. The requested easement is south of the Nenana River bridge and west of the highway.

Township Range

The applicant has applied to use state-owned, DMLW-managed upland lands within section 36 of Township 14 South, Range 7 West, Fairbanks Meridian, as shown as Parcel E2 in Exhibit A.

Other Land Information

Municipality: Denali Borough Regional Corporation: Doyon Ltd.

TITLE

The State of Alaska holds title to lands within Section 36 of Township 14 South, Range 7 West, Fairbanks Meridian, Alaska on March 29, 1985, under Patent Number 50-85-0295, which is serialized by DNR as GS 1507. Standard reservations apply.

THIRD PARTY INTERESTS

There are no third-party interests present at this site.

PLANNING & CLASSIFICATION

The subject lands are within the P-98c unit of YTAP. Lands within this unit are designated as habitat and public recreation-dispersed. Lands within this unit are to be managed to maintain hydrologic, habitat, wildlife and fisheries, and recreation values. Lands designated as habitat are to be managed to mitigate habitat loss, protect publicly owned habitat, and maintain and enhance the natural environment. Lands designated as public recreation-dispersed are to be managed to provide opportunities for dispersed recreation and to be kept in an undisturbed, natural state except for improvements related to public health, safety, or recreation. As this proposed project improves safety for motorized and non-motorized traffic and no habitat concerns were received from Alaska Department of Fish & Game (ADF&G), it is considered within the management intent of the plan. The lands are also subject to a Mineral Closing Order (MCO 377). MCO 377 closes the land to mineral entry.

ACCESS

Functional legal access to the state land discussed herein exists via the Parks Highway.

BACKGROUND

On July 14, 2021, DMLW received an application from DOT for a public easement for approximately 0.49 acres of land in support of a project to enhance safety accommodations for motorized and non-motorized traffic between MP 229.7 and MP 232.3 on the Parks Highway. The overall project includes intersection improvements, a rest area, trail and pedestrian facility connections, and replacement of the Nenana River Park Boundary Bridge. The proposed project will start in May of 2022.

PUBLIC NOTICE & AGENCY REVIEW

Public Notice Summary

Public Notice of the application was conducted from July 14, 2021, to August 13, 2021. The notice was posted to the State of Alaska Online Public Notice System. Courtesy notice was sent to Denali Park Village, Denali Citizens Council, Ahtna Corporation, Denali Grizzly Bear Cabins, and McKinley Park Community Center.

Public Notice Comment & Response

No comments were received during the public notice period.

Agency Review Summary

Agency Review of the application was conducted from July 14, 2021, to August 13, 2021. The notice was sent to the following recipients:

- ADF&G
- DOT
- DNR Office of History and Archaeology
- DNR Land Sales Section
- Denali Borough
- National Park Service (NPS)

Agency Review Comment & Response

<u>NPS</u> commented that the application was outdated and recommended that DMLW coordinate with DOT&PF to ensure the application is sufficient.

<u>DMLW</u> confirmed with DOT&PF that the application materials were sufficient for the purposes of this easement.

No other comments were received.

ENVIRONMENTAL CONSIDERATIONS

This decision considers the environmental factors directly related to the authorization for use of state lands, specifically whether the approval of the authorization is in the State's interest. The purpose of this consideration is to identify any associated mitigation measures or other requirements necessary to protect the public interest, while informing the overall decision of whether to approve the authorization.

Environmental contamination risk associated with this proposed easement is minimal. Fuel, lubricants, and other hazardous materials will be restricted to those necessary and will be contained within vehicles. No fuel or other hazardous materials will be stored on site. There are no other known environmental considerations or constraints in this location. The applicant is ultimately responsible for determination of site suitability.

ECONOMIC BENEFIT & DEVELOPMENT OF STATE RESOURCES

In accordance with AS 38.05.850, DMLW considers if the requested authorization will provide the greatest economic benefit to the State and development of its natural resources. Specifically, staff assess both direct and indirect economic benefits and whether the proposed authorization encourages the development of the State's resources.

The proposed easement facilitates improvement of safety for motorized and non-motorized traffic in an area that is heavily used by tourists, which will promote conditions for economic development, thus providing an indirect benefit to the State.

In consideration of these factors, and because there are no competing requests for authorization, approval of this easement will provide the greatest economic benefit to the State.

DISCUSSION

The proposed easement is part of the Parks Highway MP 231 Enhancements project. The project is designed to improve vehicle and pedestrian safety in the vicinity of MP 231 area through the construction of dedicated pedestrian facilities and vehicle turn lanes.

The area, commonly known as McKinley (or Denali) Village, experiences a high volume of commercial traffic throughout the year as well as pedestrian and motorized traffic during tourist season. There are currently no pedestrian facilities in the area and no turn lanes to accommodate traffic accessing the commercial facilities on both sides of the Parks Hwy. This reconstruction project will add turn lanes and pedestrian improvements and includes several other improvements such as drainage and pavement.

No other alternatives for issuing a public easement were considered for this location. Issuing this easement serves a significant public interest in ensuring a safe and efficient transportation network. Following termination, whether by abandonment, revocation, or any other means, the applicant shall rehabilitate the site to a condition that is acceptable to DMLW.

PERFORMANCE GUARANTY

A performance guaranty is intended to incentivize performance of the conditions of the entry authorization and easement and provide a mechanism for the State to ensure that the applicant shares in the financial burden in the event of noncompliance (including fee payment, survey, etc.), restoration (interim and final), and any associated costs after termination or expiration of the easement. In consideration of the low risk associated with the proposed authorization and the applicant's known history of compliance, staff recommend that a performance guaranty not be required at this time. DMLW reserves the right to require a performance guaranty during the terms of either the entry authorization and/or the final easement.

INSURANCE

Staff recommend that insurance not be required as the applicant is self-insured. Staff recommend that the applicant be required to provide proof of its contractor's insurance upon DMLW's request.

SURVEY

The location of ADL 421686 (Parcel E2) is adequately surveyed on the parcel maps submitted by DOT (Exhibit A). Those parcel maps are anticipated to be incorporated unchanged into the final right-of-way maps DOT prepares for the project. Consequently, the parcel maps will be used as attachments to the easement documents and no further survey is anticipated.

FEES

Per 11 AAC 05.020(b), staff recommend that interim and one-time issuance fee(s) for this authorization are waived as the request is in the public interest. Staff further recommend that the easement document be sent to the Recorder "State Business - No Charge" as the applicant is a state agency.

Fee: \$0

Relevant Fee Regulation: 11 AAC 05.020(b)(5)

RECOMMENDATION

Based upon the information provided by the applicant, as well as review of relevant planning documents, statutes, and regulations related to this application, it is the recommendation of staff to issue an easement as described above, on the condition that all stipulations are followed as described in the attached authorization.

Becky Baird

Natural Resource Specialist

Date

REGIONAL MANAGER'S DECISION

When adjudicating an easement authorization pursuant to AS 38.05.850, DMLW seeks to responsibly develop Alaska's resources by making them available for maximum use and benefit consistent with public interest. In consideration of all events and criteria listed above, I hereby determine that the authorizations to be granted by this decision are consistent with DMLW's mission, that this project is consistent with the overall classification and management intent for this land, and that issuance of an authorization as described above is in the interest of the State of Alaska. The Department assumes no responsibility for maintenance or liability for injury or damages attributable to this authorization.

This decision may be rescinded by written notification if, after 60 days from the effective date of this decision, the applicant has not completed all requirements outlined in this decision for issuance of the authorization. Additional time may be allotted to complete these requirements; however, this will not extend the total term of the authorizations issued under this decision.

Jeanne Pigors

Regional Manager

9/14/2| Date

ATTACHMENTS

- Easement
- Exhibit A
- Application Packet

APPEAL

A person affected by this decision may appeal it in accordance with 11 AAC 02. Any appeal must be received within 20 calendar days after the date of "issuance" of this decision, as defined in 11 AAC 02.040(c) and (d) and may be mailed or delivered to the 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. Under 11 AAC 02.030, appeals and requests for reconsideration filed under 11 AAC 02 must be accompanied by the fee established in 11 AAC 05.160(d)(1)(F) which has been set at \$200 under the provisions of 11 AAC 05.160 (a) and (b).

If no appeal is filed by the appeal deadline, this decision becomes a final administrative order and decision of the department on the 31st calendar day after issuance. An eligible person must first appeal this decision in accordance with 11 AAC 02 before appealing this decision to the Superior Court. A copy of 11 AAC 02 may be obtained from any regional information office of the Department of Natural Resources.

Easement

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

and the

STATE OF ALASKA DEPARTMENT OF TRANSPORTATION & PUBLIC FACILITIES

ADL 421686/Z612990000 Public Access Easement

This easement is granted this ___day of ____, 20___by the State of Alaska, acting by and through the Department of Natural Resources, Division of Mining, Land and Water, whose address is 3700 Airport Way, Fairbanks, Alaska, 99709, hereinafter referred to as the Grantor. This easement is granted to the Department of Transportation and Public Facilities, 2301 Peger Road, Fairbanks, Alaska, 99709-5399, hereinafter referred to as the Grantee.

In accordance with the provisions of AS 38.05.850, and the rules and regulations promulgated thereunder, a public access easement is hereby granted in perpetuity for highway purposes. This easement is located near milepost 231 of the Parks Highway, over and across the following described state lands:

Within Lot 3 of United States Survey No. 5566, accepted on October 18, 1973, Fourth Judicial District, State of Alaska. Section 36, Township 14 South, Range 7 West, Fairbanks Meridian. This easement is approximately 0.5 acres, more or less. The easement is as shown on Exhibit A (ADL 421686) as Parcel E2, Nenana Recording District, revealing the easement location granted herein.

This easement is subject to the terms and conditions contained herein.

In the event that this easement shall in any manner conflict with or overlap a previously granted easement or right-of-way, the Grantee shall use this easement in a manner that will not interfere with the peaceful use and enjoyment of the previously issued easement or right-of-way. The Grantor reserves the right to set or modify stipulations governing the use of the conflicting or overlapping area.

Any lands included in this easement that are conveyed from state ownership shall be subject to this easement.

ADNR 0421479 Page 1 of 6

This easement shall terminate at the end of the stated term, if any, when the Grantor determines that the easement is no longer in use for the purpose(s) authorized, or the easement is revoked as a result of violation of the terms and conditions contained herein. The State of Alaska shall be forever wholly absolved from any liability for damages that might result if this easement is terminated for any reason.

Now therefore, in accordance with the conditions of this easement including all attachments and documents that are incorporated by reference, the Grantee is authorized to operate and maintain said easement over and across lands herein described. In witness whereof, the Grantor and the Grantee have affixed their signatures on the date(s) specified herein.

GRANTOR

Jeanne Pigors, Natural Resource Manager 3	
Northern Regional Land Office, Division of Mi	ining, Land and Water
STATE OF ALASKA)) ss Judicial District)	
) ss	
Judicial District)	
THIS IS TO CERTIFY THAT ON THIS	day of , 20 , before me
personally appeared	to be known and known by me to be
the person named in and who executed said do same.	
IN TESTIMONY WHEREOF, I have hereunto and year in this certificate first above written.	o set my hand and affixed my official seal, the day
	Notary Public in and for the State of Alaska My commission expires:

GRANTEE

Barry L. Hooper, P.E., Chie	f, Right of Way	•		
Department of Transportation				
1				
STATE OF ALASKA Judicial District)			
) ss			
Judicial District)			
	,			
TUIC IC TO CEDTIEV TU	AT ON THIS	day of	20	hafara ma
THIS IS TO CERTIFY TH personally appeared	AI ON ITIS_	day of		, before me
named in and who executed	: 1 1		a known by me to	be the person
named in and who executed	said document	and acknowledged v	foluntarily signing	tne same.
IN TESTIMONY WHERE	OF I have here	into set my hand and	d affixed my officia	al coal the day
and year in this certificate fi		•	a arrixed my officia	ai scai, the day
and year in this certificate in	iist above withe	11.		
			111 1 10 1 4	2
		-	blic in and for the S	
		My c	commission expires	5:

OFFICIAL STATE BUSINESS, NO CHARGE

WHEN RECORDED, RETURN DOCUMENT TO:

Department of Natural Resources Division of Mining, Land and Water 3700 Airport Way Fairbanks, Alaska 99709

ADL 421686 Page 4 of 6 Grantee's Initials: _____

Stipulations

- 1. **Grantor:** The Grantor for the State of Alaska (State), Department of Natural Resources (DNR), Division of Mining, Land and Water (DMLW), is the Regional Manager or designee.
- 2. Valid Existing Rights: This authorization is subject to all valid existing rights and reservations in and to the authorized area.
- 3. **Incurred Expenses:** The Grantor shall not be held liable for expenses incurred by the Grantee connected with the activities directly or indirectly related to this transfer of management authority.
- 4. **Waiver of Forbearance:** Any failure on the part of the Grantor to enforce the terms of this authorization, or the waiver of any right under this authorization by the Grantee, unless in writing, shall not discharge or invalidate the authorization of such terms. No forbearance or written waiver affects the right of the Grantor to enforce any terms in the event of any subsequent violations of terms of this authorization.
- 5. **Severability Clause:** If any clause or provision of this authorization is, in a final judicial proceeding, determined illegal, invalid, or unenforceable under present or future laws, then the Grantor and the Grantee agree that the remainder of this authorization will not be affected, and in lieu of each clause or provision of this authorization that is illegal, invalid, or unenforceable, there will be added as a part of this authorization a clause or provision as similar in terms to the illegal, invalid, or unenforceable clause or provision as may be possible, legal, valid, and enforceable.
- 6. **Assignment:** This authorization may be transferred or assigned with prior written approval from the Grantor to a municipal entity qualified to operate and maintain public highways.
- 7. **Site Restoration:** Land returned to the Department of Natural Resources for any reason shall be returned in an environmental, physical, and marketable condition acceptable to the Grantor.
- 8. **Request for Information:** The Grantor, at any time, may require the Grantee's contractors or subcontractors to provide any information directly or indirectly related to this authorization that is otherwise publicly accessible, consistent with applicable records handling procedures.
- 9. **Waste Disposal:** On-site refuse disposal is prohibited, unless specifically authorized. All waste generated during operation, maintenance, and termination activities under this authorization shall be removed and disposed of at an off-site DEC approved disposal

ADL 421686 Page 5 of 6 Grantee's Initials: _____

facility. Waste, in this paragraph, means all discarded matter, including but not limited to human waste, trash, garbage, refuse, oil drums, petroleum products, ashes and discarded equipment.

- 10. **Maintenance of Improvements:** The Grantor is not responsible for maintenance of authorized improvements or liable for injuries or damages related to those improvements. No action or inaction of the Grantor is to be construed as assumption of responsibility.
- 11. **Amendment or Modification:** The Grantee may request an amendment or modification of this authorization; the Grantee's request must be in writing. Any amendment or modification must be approved by the Grantor in advance and may require additional fees and changes to the terms of this authorization.
- 12. **Proper Location:** This authorization is only for use of state lands or interests managed by DMLW. It does not authorize any activities on private, federal, native, and municipal lands, or lands which are owned or solely managed by other offices and agencies of the State. The Grantee is responsible for proper location within the authorized area.
- 13. **Fire Prevention, Protection and Liability:** The Grantee shall ensure that its contractors and subcontractors take all reasonable precautions to prevent and suppress forest, structure, brush and grass fires, and shall ensure that its contractors and subcontractors assume full liability for any damage to state land and structures resulting from the negligent use of fire. The DNR is not liable for damage to the Grantee's property and is not responsible for forest fire protection of the Grantee's activity. To report a wildfire, call 911 or 1-800-237-3633.

ADL 421686 Page 6 of 6 Grantee's Initials: _____

Exhibit A

EXHIBIT A

LEGAL DESCRIPTION AND PARCEL PLAT FOR PARCEL E2

ALASKA PROJECT 0A44020/Z612990000 PARKS HWY MP 231 ENHANCEMENTS



ALASKA DOT&PF NORTHERN REGION 2301 PEGER ROAD FAIRBANKS, AK 99709 (907)-451-5400

Parcel E2

That certain real property lying and being within the parcel described by Federal Patent No. 50-85-0295, recorded in Book 34, Page 880, Nenana Recording District, all within Lot 3 of United States Survey No. 5566, accepted on October 18, 1973, Fourth Judicial District, State of Alaska, more particularly described as follows:

COMMENCING at a point lying on the project design centerline alignment of State of Alaska Project 0A44020 / Z612990000, known as the Parks Hwy MP 231 Enhancements, said point being located at station "O3" 2528+01.86 P.O.C.;

THENCE along a line radial to said centerline alignment bearing South 45°31'00" West, through a distance of 200.00 feet to a point located on the southerly right-of-way line of the Parks Highway, being the **TRUE POINT OF BEGINNING**;

THENCE along said southerly right-of-way line, southeasterly along a curve to the left, said curve having a delta of 8°21'52" subtended by an arc distance of 400.96 feet, having a degree of curve of 2°5'10", a radius of 2746.48 feet, a tangent of 200.84 feet, and a chord bearing and distance of South 48°39'56" East, 400.60 feet, respectively, to a point located 200.00 feet offset left of said project design centerline at station "O3" 2524+30.10 P.O.C., said point being located on the federal boundary line segregating Lot 2 and Lot 3, of said United States Survey No. 5566;

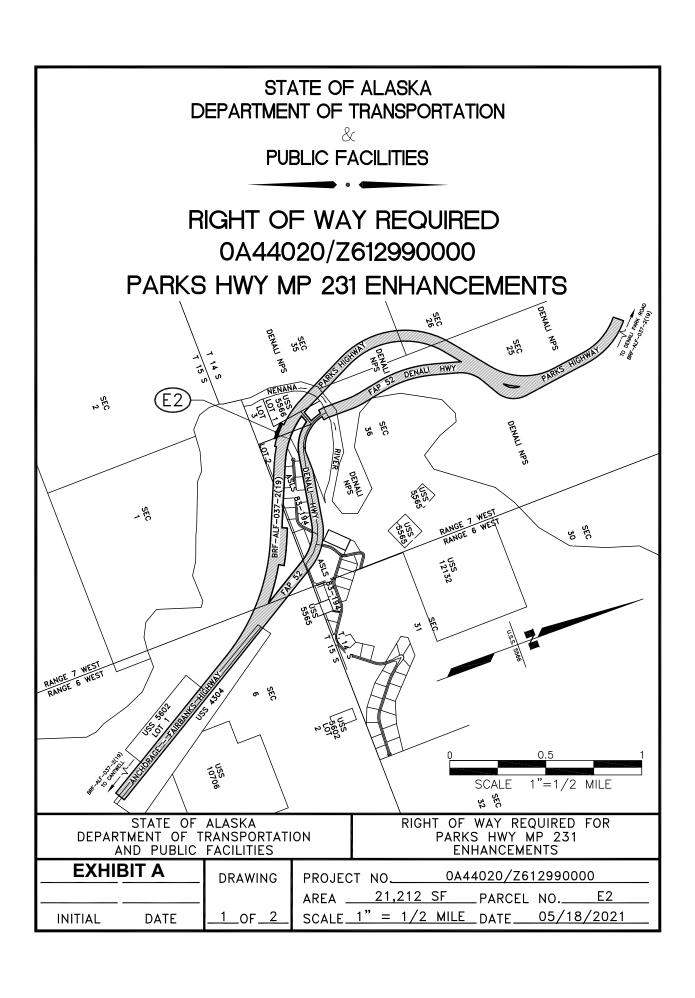
THENCE leaving said southerly right-of-way line along said segregating federal boundary line, a course of South 1°4'42" East, through a distance of 63.30 feet to a point located 250.00 feet offset left of said project design centerline at station "O3" 2524+94.42 P.O.C.;

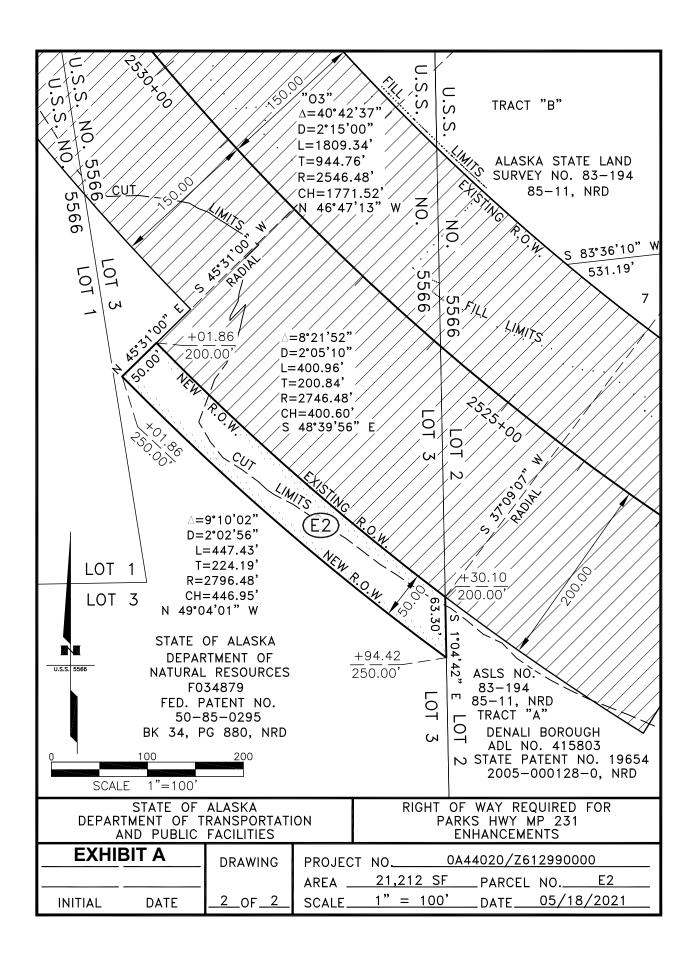
THENCE leaving said segregating federal boundary line, northwesterly along a curve to the right, said curve having a delta of 9°10'02" subtended by an arc distance of 447.43 feet, having a degree of curve of 2°2'56", a radius of 2796.48 feet, a tangent of 224.19 feet, and a chord bearing and distance of North 49°04'01" West, 446.95 feet, respectively, to a point located 250.00 feet offset left of said project design centerline at station "O3" 2528+01.86 P.O.C.,

THENCE along a radial line, respectively to said southerly right-of-way line and said project design centerline, a course of North 45°31'00" East, through a distance of 50.00 feet to a point on said southerly right-of-way line located 200.00 feet offset left of said project design centerline at station "O3" 2528+01.86 P.O.C., said point being also the **TRUE POINT OF BEGINNING.**

Said described parcel contains 21,212 square feet, more or less.

EXHIBIT A







STATE OF ALASKA DEPARTMENT OF NATURAL RESOURCES DIVISION OF LAND

[X] Northern Region 3700 Airport Way Fairbanks, AK 99709 (907) 451-2705

[] Southcentral Region PO Box 107005 Anchorage, AK 99510-7005 (907) 762-2284 [] Southeast Region 400 Willoughby, #400 Juneau, AK 99801 (907) 465-3400

APPLICATION FOR EASEMENT AS 38.05.850

Non-refundable \$100.00 Application Fee	ADL #_421686 (to be filled in by state
Applicant Name: State of Alaska, Dept. of Transportation and Public Facilities	Doing Business As:
Mailing Address: 2301 Peger Rd., MS 2553, Fairbanks, AK 99709-5399	
Contact: Brian Roberts Work Phone: E-mail:	
Is applicant a nonprofit cooperative association? [] yes [X] no. If yes, are you applying 38.05.850(B)? [] yes [] no. If yes, please submit proof of nonprofit status (e.g. by-laws, articles of	•
Location of activity/Legal Description: Municipality: NA	
The proposed project is located in Sections 25, 26, 35, & 36, Township 14 South, Range 7 Wes Quad Healy C-4)	t, Fairbanks Meridian (USGS
Total length of applied for easement (ft): See Attached Plats	
Total width of applied for easement (ft): See Attached Plats	
Acres encompassed by easements: ~21,212 square feet	
Specific purpose of easement (e.g. electric utility, fiber-optic conduit or cable, telecommunication airstrip/airport, driveway, trail, drainage), and type of anticipated traffic, (e.g. plane, truck, heavy	
See attached project description.	
Are you applying for the Division of Mining, Land and Water to reserve a Public Easement? Yes	[X] No []. Are you applying
to be granted a Private Easement? Yes [] No [X] (Note: Annual rental fee required for private easement	ent)
*See 11 AAC 05.010 regarding fees for federal, state, and local government agencies Date Stamp:	

State briefly the standards and methods of construction: i.e., 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 establish by use only.

Project design was developed in accordance with the following standards and policy memorandum:

- State of Alaska, DOT&PF Highway Preconstruction Manual (PCM)
- State of Alaska, DOT&PF Alaska Traffic Manual, 2012
- State of Alaska, DOT&PF Alaska Flexible Pavement Design Manual, 2004
- AASHTO A Policy on Geometric Design of Highways and Streets, 2001
- AASHTO Roadside Design Guide, 2002 with 2006 update
- AASHTO LRFD Bridge Design Specification, 2012
- AASHTO Guide Specifications for LRFD Seismic Bridge Design, 2011

The contractor will determine the exact equipment they will need for completing this construction, but we anticipate bulldozers, loaders, excavators, and hauling trucks.

Is this an existing use? Yes [X] No []. If yes, provide documentation verifying existing use, such as easement atlas, affidavits attesting to use and existence, pictures, etc.

Construction to begin: 2022 - 2023

Construction to be completed by: Expect to be completed in 2022, but funding may necessitate 2023 construction.

Other permits or authorizations applied for in conjunction with this proposed project: (See attached Design Study Report)

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 provide 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.

Applicant's Signature 07/09/2021

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.

Project Description

The Alaska Department of Transportation and Public Facilities (DOT&PF) in cooperation with the National Park Service (NPS), is proposing to construct highway, intersection, bridge, and pedestrian improvements at Parks Highway MP 231. The proposed project is located in Sections 25, 26, 35, & 36, Township 14 South, Range 7 West, Fairbanks Meridian (USGS Quad Healy C-4).

The Parks Highway will be reconstructed from approximately MP 229.7 to MP 232.3, including:

- Bring the horizontal and vertical alignment near MP 231 up to current design standards and match new bridge alignment.
- Removal of the intersection and construction of a highway underpass south of the river connecting Denali Park Village and Grizzly Bear Cabins near MP 231.
- Relocation of Denali Park Village driveway/entrance to the south, ROW acquisition will be required. Replace the existing Nenana River bridge (#694) with a wider structure that will accommodate through traffic, turn lanes, and a separated pedestrian facility.
- Construction of a new NPS rest area just north of the Nenana River Bridge near MP 231.5, relocation of the existing DNP&P entrance sign and the Triple Lakes and Oxbow trailheads to coincide with the proposed rest area, ROW acquisition not required.
- Construct pedestrian facilities in the project area for connectivity crossing the highway, including a highway underpass.
- Addition of left and right turn lanes for the new NPS rest area (MP 231.5), Denali Park Village and Grizzly Bear Cabins new common driveway/entrance (near MP 231), and the Old Parks Highway (near MP 230).
- Culvert/drainage, pavement improvements, and utility relocates throughout the project.

STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES Division of Mining, Land and Water

Land Conveyance Section 550 W. 7th Ave, Suite 640 Anchorage, AK 99501-3576 (907) 269-8594 Northern Region 3700 Airport Way Fairbanks, AK 99709-4699 (907) 451-2740

nro.lands@alaska.gov

Southcentral Region 550 W. 7th Ave, Suite 900C Anchorage, AK 99501-3577 (907) 269-8503

dnr.pic@alaska.gov

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

sero@alaska.gov

Statewide TTY - 771 for Alaska Relay or 1-800-770-8973

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.

SOA Dept of Transportation & Public Facilities Applicant's Name **Doing Business As** Fairbanks AK-99709 2301 Peger Rd City State Zip Address **Brian Roberts** Message Phone **Contact Person** Work Phone Describe the proposed activity: See attached project description.

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.

Not applicable

ADL#_____Applicant Environmental Risk Questionnaire Form 102-4008A (Rev. 05/21)

Page 1 of 2

• •		or below ground, address the following questing, where appropriate, include maps or plats:	ons for
a. Where will the tank b	pe located?		
b. What will be stored i N/A	n the tank?		
c. What will be the tank	k's size in gallons? N/A		
	e used for? (Commercial or residential p	urposes?)	
e. Will the tank be teste	ed for leaks? N/A		
f. Will the tank be equi	pped with leak detection devices? 🔲 Y	es 🗆 No. If yes, describe:	th e
Do you know or have any If yes, please explain:	reason to suspect that the site may hav	ve been previously contaminated? Yes	No.
foregoing is true and corre	e has been exercised and proper inquirient to the best of my knowledge.	es made in completing this questionnaire, and 07/09/2021 Date:	that the
use of state land and resinformation under AS 40 AS 38.05.035(a)(9) and countries the public. A person who AS 44.99.310, by giving a name and address where punishable under AS 11.5 original text of the form agrees with the Departm Uniform Electronic Trans	ources. This information is made a part 2.25.110 and 40.25.120 (unless the inforonfidentiality is requested). Public inforonfidentiality is requested). Public inforonfidentiality is requested. Public inforonfice the subject of the information may be written description of the challenged is the person can be reached. False state 56.210. In submitting this form, the approximation of the conditions actions Act, AS 09.80.010 – AS 09.80.15 and paper form of this record: the depart	tion is needed to process an application for the of the state public land records and becomes mation qualifies for confidentiality under mation is open to inspection by you or any mation is open to inspection by you or any mation, the changes needed to correct it, ements made in an application for a benefit applicant certifies that he or she has not changed you the Division. In submitting this form, the applicant certifies that he or she has not changed you the division. In submitting this form, the applicant relate to this form and that the Department may retain this record as an electronic	e public nember of , and a re d the plicant the rtment
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Applicant Environmental Risk Questionnaire Form 102-4008A (Rev. 05/21)