

**STATE OF ALASKA DEPARTMENT OF NATURAL RESOURCES**  
**Division of Mining, Land and Water**

**LAND USE PERMIT APPLICATION**

AS 38.05.850

**Applicants must complete all sections of this application. In addition, applicants proposing:**

- the use of the uplands must also complete the Supplemental Questionnaire for Use of State-Owned Uplands accompanying this application;
- off-road travel must also complete the Supplemental Questionnaire for Off-Road Travel accompanying this application; and/or
- the use of shorelands, tidelands, and submerged lands must also complete the Supplemental Questionnaire for Use of State-Owned Waters accompanying this application.

**Other items that must accompany the completed application are:**

- a (non-refundable) application fee; see current Director's Fee Order or contact your regional office for applicable fees;
- a topographic map or aerial photo showing the location of the proposed activity;
- additional items identified and required in any supplemental questionnaire(s) to this application; and
- additional pages if more space is necessary to answer the questions completely.

**Completed Land Use Permit Applications should be submitted electronically or mailed to one of the following offices:**

Northern Region Land Office  
3700 Airport Way  
Fairbanks, AK 99709-4699  
(907) 451-2740  
[nro.lands@alaska.gov](mailto:nro.lands@alaska.gov)

Southcentral Region Land Office  
550 West 7<sup>th</sup> Ave, Suite 900C  
Anchorage, AK 99501-3577  
(907) 269-8503  
[dnr.scro.permitting@alaska.gov](mailto:dnr.scro.permitting@alaska.gov)

Southeast Region Land Office  
P. O. Box 111020  
Juneau, AK 99811-1020  
(907) 465-3400  
[sero@alaska.gov](mailto:sero@alaska.gov)

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

LAS # \_\_\_\_\_

(Applicant please provide if known)

**Applicant Information:**

Name: Brian D. Porter

Doing Business As: BD Construction

Mailing Address: PO Box 530

Klawock, AK

99925

Email Address: \_\_\_\_\_

**Private Information**

Date of Birth: Private Information

Business License #: 1073607

EIN: Private Information

Contact Person: Brian Porter

Home Phone: \_\_\_\_\_

Work Phone: \_\_\_\_\_

Cell Phone: 907-401-1261

Fax: \_\_\_\_\_

LAS #: \_\_\_\_\_

If you are applying for a corporation, give the following information:

Name, address and place of incorporation: n/a

Is the corporation qualified to do business in Alaska? Yes ☐ No ☐

If yes, provide name, address and phone number of the resident agent: n/a

Type of User (Select One): ☐ Private non-commercial (personal use) ☐ Commercial Recreation or Tourism  
☐ Public Non-profit including Federal, State, Municipal Government Agency ☒ Other commercial or industrial

Duration of Project: The proposed activity will require the use of state land for: (Check one)

☐ A single term of less than one year. Beginning month: \_\_\_\_\_ Ending month: \_\_\_\_\_  
☒ A multi year term for up to 5 years. Beginning year: 2025 Ending year: 2030

If multi year and seasonal, mark months of use in each year.

☐ Jan, ☐ Feb, ☐ Mar, ☐ Apr, ☐ May, ☐ Jun, ☐ Jul, ☐ Aug, ☐ Sept, ☐ Oct, ☐ Nov, ☐ Dec

Project Location:

Latitude/Longitude or UTM: N 55.8753, W 133.2041 or

Section: 19 Township: 69S Range: 80E Meridian: Copper River

Section: \_\_\_\_\_ Township: \_\_\_\_\_ Range: \_\_\_\_\_ Meridian: \_\_\_\_\_

Proposed project will require the use of up to >1 acres.

(Please add additional sheets for this section as necessary)

LAS #: \_\_\_\_\_

**Project Description:** Describe in detail your intended use of state land. (State land also includes all tide and submerged lands beneath coastal waters and all shorelands beneath other navigable waterbodies of the state.) Discuss development and activities. (Attach additional pages as necessary.)

Create waste disposal site for organic material from construction projects. Soils, woody debris, mud, etc.

Should a portion of the permitted area be closed to the general public? Yes ☒ No ☐.

If yes, explain which portion and provide justification for exclusive use.

The entire pit so residents don't use it as a household waste disposal site

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**Site Description:** Briefly describe the current condition of the proposed site of use, noting any trash, garbage, debris or signs of possible site contamination. (If significant, we recommend you provide pictures to establish initial conditions.)

Site is an old rock pit. I propose to use the lower NE side for waste so I may possibly attain a material sales permit for rock sales on the South SW side of pit in future. Pit has some old metals, car tires and rims, and small amount of household trash. No signs of possible contamination.

Are there improvements or materials on the site now? Yes ☒ No ☐ If yes, briefly describe the improvements, their approximate value, and who owns them. (We recommend you provide pictures of improvements.)

Describe the natural vegetation – ground cover, trees, shrubs – and any proposed changes. Describe the location of any estuarine, riparian, or wetlands and any noticeable animal use of area.

No wetlands or waterways or noticeable animal use

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**Site Access:** Describe how you plan to access the site, and your mode of transportation.

There is a gravel road. Would dump waste using 10yd dump truck and maintain using an excavator.

If your access is by aircraft, specify the type and size of aircraft: n/a

To access the site, the aircraft is equipped with floats ☐ wheels ☐ skis ☐.

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**Number of people:**

1. Indicate the number of employees and supervisors who will be working on the site. 1
2. Indicate the number of customers who will be using the site per year or season. 0
3. Indicate the number of days the site will be used per year or season. 365

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LAS #: \_\_\_\_\_

**Environmental Risk / Hazardous Substances:** 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 describe:

The types and volumes of fuel or other hazardous substances present or proposed: n/a

The specific storage location(s): n/a

The spill plan and prevention methods: n/a

If you plan to use either above or below ground storage containers (like tanks, drums, or other containers) for hazardous material storage, answer the following questions for each container:

Where will the container be located? n/a

What will be stored in the container? n/a

What will be the container's size in gallons? n/a

Give a description of any secondary containment structure, including volume in gallons, the type of lining material, and configuration: n/a

Will the container be tested for leaks? Yes ☐ No ☐.

Will the container be equipped with leak detection devices? Yes ☐ No ☐. If no, describe:

Do you have any reason to suspect, or do you know if the site may have been previously contaminated?

Yes ☐ No ☒. If yes, please explain:

Brian A. Pank

Signature of Applicant or Authorized Representative

owner

Title

03/25/2025

Date

This form must be filled out completely and submitted with the applicable fees. Failure to do so will result in a delay in processing your permit. 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)(8) and confidentiality is requested, AS 43.05.230, or AS 45.48). 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.

In submitting this form, the applicant certifies that he or she has not changed the original text of the form or any attached documents provided by the Division. In submitting this form, the applicant agrees with the Department to use "electronic" means to conduct "transactions" (as those terms are used in the Uniform Electronic Transactions Act, AS 09.80.010 – AS 09.80.195) that relate to this form and that the Department need not retain the original paper form of this record: the department may retain this record as an electronic record and destroy the original.

For Department Use Only  
Application received date stamp

Receipt Type: ☐ 7A ☐ RR ☐ FF

LAS #: \_\_\_\_\_

**LAND USE PERMIT APPLICATION SUPPLEMENTAL QUESTIONNAIRE FOR:  
Use of State-Owned Uplands**

To be completed to provide more detailed information about projects or activities requiring the use of state-owned uplands. All site development details identified in this section must be represented graphically in the scaled drawings on Page 6 of the supplement.

**Temporary Structures**

**1)** Describe all temporary improvements (including buildings, tent platforms, out-buildings, docks, floats, and floating facilities), including dimensions and building materials. **2)** Label improvements to be maintained on a year round basis as year round. **Note:** Seasonal improvements must be completely dismantled and removed or stored on or before the end of authorized terms of use.

none

Distance structures including pit privies will be located from the ordinary highwater mark of the nearest freshwater body (lake, stream, river, etc.), or the mean high water mark of a saltwater body: n/a

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**Harvest of Non-Timber Related Forest Products**

Please list the type and quantity of each non-timber related forest product (berries, ferns, willow, mushrooms, birch bark, etc.) to be harvested for commercial use:

none

Contact the DNR Division of Forestry to obtain authorizations for the harvest of small trees.

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**Motorized Equipment**

List mechanized/motorized equipment to be used, including type, size, purpose, and number of each.

Komatsu PC 228 Excavator  
John Deere 260D Excavator  
10 yard Kenworth Dump Truck

For stream and waterbody crossings, note who you contacted in the ADF&G, Division of Habitat: n/a

Date: \_\_\_\_\_ Person: \_\_\_\_\_

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LAS # \_\_\_\_\_

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## Storage and Parking

If you plan to store items or park boats, vehicles and/or heavy equipment on the site, complete the following:

Describe and give dimensions of long term and short-term parking and or storage areas: *n/a*

Is parking and storage planned to take place on filled tidelands? Yes ☐ No ☒

Does storage involve structures or materials floating in a waterbody? Yes ☐ No ☒

If yes, please complete the Supplemental Questionnaire for the Use of State-Owned Waters (Shorelands, Tidelands & Submerged Lands).

Number of disassembled tent frames \_\_\_\_\_ Number of tent platforms \_\_\_\_\_

List and describe items that are large and difficult to transport. Include dimensions: *n/a*

Will barrel(s) or an equivalent type of container be used? Yes ☐ No ☒

If using something other than barrels for storage containers, describe the alternative container. *n/a*

Describe any measures you plan to take to minimize drips or spills from leaking vehicles or equipment.

*continued maintenance on vehicle spill kits*

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LAS # \_\_\_\_\_

Land Use Permit Application Supplemental Questionnaire for  
Use of State-Owned Uplands – Form 102-1084D (Rev 09/21)

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## Water / Wastewater

**Water Supply:** Describe the water supply and proposed use. *n/a*

**Wastewater:** Describe the wastewater type and quantity and proposed method of wastewater disposal: (for the marine environment, also describe the proposed gray and black water systems or out fall pipeline. *n/a*

**Waste:** Describe the types of waste that will be generated on-site, including solid waste, the source of the waste, and the method of waste disposal, i.e. pit privy, or self-contained system, or outfall line; indicate distance from the nearest waterbody.

*Organic waste disposal area, mud, soils, clays, woody debris, etc. 340 yards as bird flies from Little Naukati Bay.*

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## Animal Use

Will there be any use of animals (horses, llamas, dogs, etc.)? Yes ☐ No ☒

Will there be commercial use of the animals (horseback rides, packing, dog sled rides, etc.)? Yes ☐ No ☒

If yes, please explain:

## Dismantle, Removal, Restoration Plan

Provide a plan for dismantling and removing temporary structures. Include method and timeline for total site restoration:

If permit is not renewed in 5 years or if disposal activities will cease, the disturbed area will be seeded with grass seed or other approved method of turf establishment.

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## Short Term (Portable) Commercial Recreation Camps

Identify commercial recreation activity/activities for which short term (portable) camps will be established to accommodate employees and clients, and provide a general description of the location(s) (e.g. guide use area, game management sub-unit, river, stream, lake, etc.) where the recreational activity/activities and short term (portable) camp use will occur.

☐ Big Game Guiding (List up to 3 Guide Use Areas).

n/a

☐ Sportfishing (List river corridors, lakes, etc.).

n/a

☐ Boating/Rafting/Kayaking (List river corridors, lakes, etc.).

n/a

LAS # \_\_\_\_\_

☐ Other Recreation (Type and general geographic description).

n/a

Identify any State of Alaska Refuge, Sanctuary and/or Critical Habitat Area where short term (portable) camps will be used.

n/a

Will activities include "day use" of state land managed under the Haines State Forest Management Plan? Yes ☐ No ☒

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**Brian Porter, dba BD Construction**

**Site Development Diagram to accompany Land Use Permit Application Supp. Questionnaire  
for Use of State-Owned Uplands**

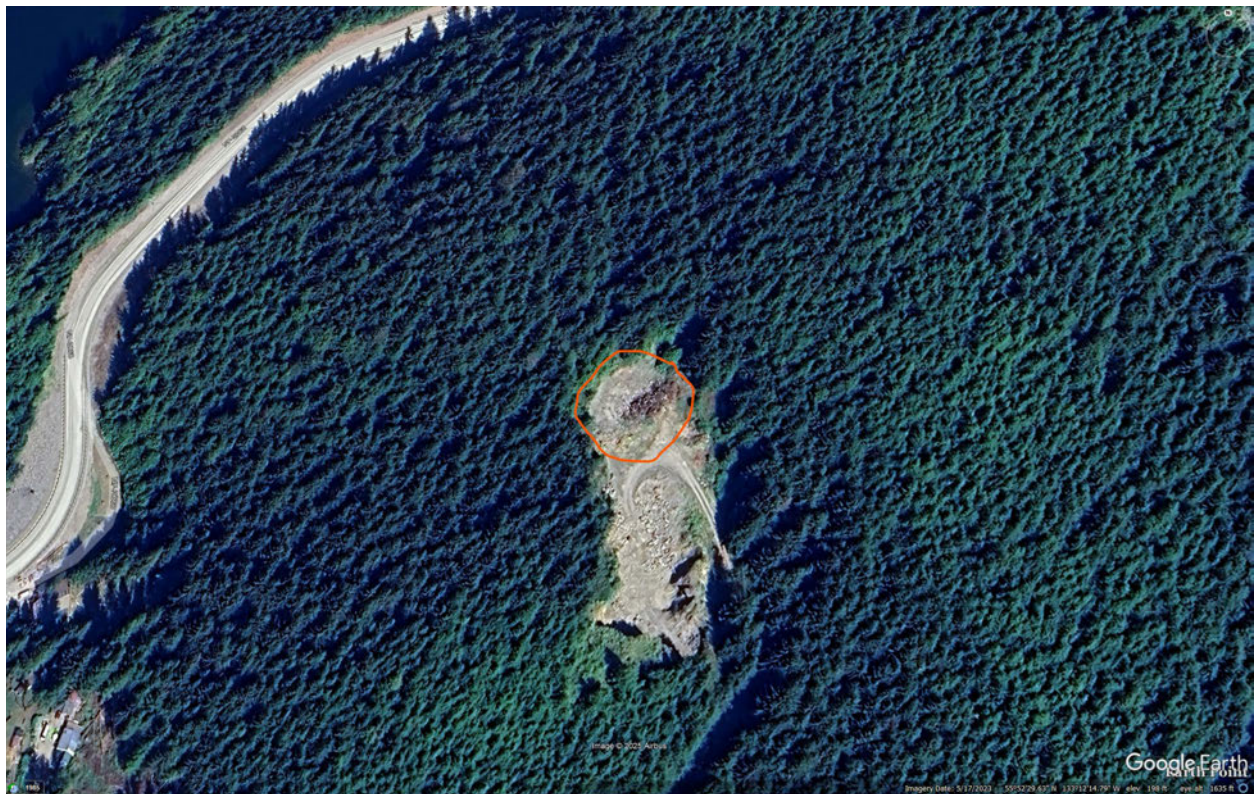
Location:

Naukati, Prince of Wales Island, Alaska. Section 19; Township 69S; Range 80E; North shown in upper right hand corner of Google Earth snippet; scale shown in second snippet; Title is listed above; Legend: Red circle indicates proposed area of land use.

Boundaries: Proposed area is expected to take about  $\frac{1}{4}$  acre or 1,150 square yards. Closest body of water is 340 yards off from Little Naukati Bay. No other known streams nearby.

Structures and Storage: None

Hazard Substances: None







Ruler

Line Path Polygon Circle 3D path 3D polygon

Measure the distance between two points on the ground

Map Length:	144.18	Feet
Ground Length:	149.06	
Heading:	94.15 degrees	

☒ Mouse Navigation

Save Clear

