

Nancy Dahlstrom  
Lieutenant Governor  
State Capitol  
Juneau, Alaska 99811  
907.465.3520  
WWW.LTGOV.ALASKA.GOV




530 West 7<sup>th</sup> Ave, Suite 1700  
Anchorage, Alaska 99501  
907.269.7460  
LT.GOVERNOR@ALASKA.GOV

**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**M E M O R A N D U M**

**TO:** Jessalynn Rintala, Environmental Program Coordinator  
Department of Environmental Conservation

**FROM:** April Simpson, Alaska Administrative Code Coordinator   
Office of the Lieutenant Governor

**DATE:** July 10, 2025

**RE:** Filed Permanent Regulations: Department of Environmental Conservation  
  
Department of Environmental Conservation regulations re: Reclassification of Waters  
on Latouche Island (18 AAC 70.230)

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Attorney General File:	2024200175
Regulation Filed:	7/10/2025
Effective Date:	8/9/2025
Print:	255, October 2025

cc with enclosures: Beth Parsons, Paralegal 2  
Department of Law

Bob Dame, Alaska Legal Analyst  
LexisNexis



THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

**Department of Law**

CIVIL DIVISION

P.O. Box 110300  
Juneau, Alaska 99811  
Main: 907.465.3600  
Fax: 907.465.2520

July 10, 2025

The Honorable Nancy Dahlstrom  
Lieutenant Governor  
State of Alaska  
P.O. Box 110015  
Juneau, AK 99811-0015

Re: *18 AAC 70.230: DEC - Reclassification of Waters on Latouche Island*  
Our file: 2024200175

Dear Lieutenant Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Department of Environmental Conservation against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This letter constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations. The regulations were adopted by the Department of Environmental Conservation after the close of the public comment period.

The regulations concern the reclassification of uses for purposes of water quality standards for waters on Latouche Island.

The October 9, 2024 public notice and the July 9, 2025 adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.060 is not required.

No technical corrections were necessary to conform the regulations in accordance with AS 44.62.060.

Sincerely,

TREG TAYLOR  
ATTORNEY GENERAL

By: Rebecca C. Polizzotto  
Rebecca C. Polizzotto  
Chief Assistant Attorney General  
Legislation, Regulations, and  
Legislative Research Section

Digitally signed by  
Rebecca C. Polizzotto  
Date: 2025.07.10  
12:49:37 -08'00'

RCP/SCW

CC w/enclosure: Jessalynn Rintala, Environmental Program Specialist  
Department of Environmental Conservation

Jennifer J. Seely, Assistant Attorney General  
Department of Law

Steven C. Weaver, Assistant Attorney General  
Department of Law

ORDER ADOPTING CHANGES TO REGULATIONS  
OF THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

The attached two pages of regulations, dealing with water quality standards, are adopted and certified to be a correct copy of the regulation changes that the Department of Environmental Conservation adopts under the authority of AS 46.03.020; AS 46.03.050; AS 46.03.070; and AS 46.03.080 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

In considering public comments, the Department of Environmental Conservation paid special attention to the cost to private persons of the regulatory action being taken. The Department of Environmental Conservation also gave special attention to alternate practical methods in this regulatory action as required by AS 46.03.024.

The regulation changes adopted under this order take effect on the 30th day after they have been filed by the lieutenant governor as provided in AS 44.62.180.

Date: 7/9/2025

Signed by:



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Randy Bates, Commissioner

*April Simpson for*

FILING CERTIFICATION

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on

July 10, 2025, at 2:57p., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

*for*   
Lieutenant Governor *Nancy Dahlstrom*

Effective: August 9, 2025

Register: 255, October 2025.

**FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY**

**I, NANCY DAHLSTROM, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employees to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:**

**April Simpson, Regulations and Initiatives Specialist**

**IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, in Juneau, on May 15th, 2023.**



A handwritten signature in blue ink, reading "Nancy Dahlstrom", is written over a horizontal dotted line.

**NANCY DAHLSTROM  
LIEUTENANT GOVERNOR**

18 AAC 70.230(e) is amended by adding new paragraphs to read:

18 AAC 70.230(e) WATERSHED		LATITUDE LONGITUDE**	LOCATION	DESIGNATED USE CLASS	REACH OF WATER AFFECTED
TYPE/NAME	NUMBER*				
(26) Copper Creek	19020202	60°3'3"N  147°54'14"W	LaTouche Island,  Prince William  Sound	(1)(A)(ii)  (1)(A)(iii)  (1)(A)(iv)  (1)(C)	Confluence with Prince  William Sound to  designated reach break  above mining activities;  includes all minor tributaries to Copper Creek and impoundments (including lower Copper Creek, Mine Lake and Historical Copper Creek) within the affected reach
(27) South Blackbird Creek	19020202	60°3'23"N  147°53'53"W	LaTouche Island,  Prince William	(1)(A)(ii)  (1)(A)(iii)	Confluence with Prince  William Sound to



			Sound	(1)(A)(iv) (1)(C)	Headwaters; includes minor tributaries
(28) Northern Blackbird Creek	19020202	60°3'24"N 147°53'49"W	LaTouche Island, Prince William Sound	(1)(A)(ii) (1)(A)(iii) (1)(A)(iv) (1)(C)	Confluence with Prince William Sound to designated reach break above mining activities; includes all minor tributaries
(29) Beach Level Portal	19020202	60°3'24"N 147°53'49"W	LaTouche Island, Prince William Sound	(1)(A)(ii) (1)(A)(iii) (1)(A)(iv) (1)(C)	Confluence with Prince William Sound to portal

(Eff. 11/1/97, Register 143; am 3/5/2020, Register 233; am 8/9/2025, Register 255)

**Authority:** AS 46.03.020      AS 46.03.070      AS 46.03.080  
AS 46.03.050