



STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES

Division of Mining, Land and Water

Northern Region Land Office,
Fairbanks
(907) 451-2740

Southcentral Region Land Office,
Anchorage
(907) 269-8503

Southeast Region Land Office,
Juneau
(907) 465-3400

The Department of Natural Resources, Division of Mining, Land and Water's (DMLW) regional land offices are responsible for managing state land and resources. Certain activities on state land require a land use permit, while other activities are considered "generally allowed" or require other authorizations. Commercial recreation facilities that remain no longer than 14 days in any one site may obtain a commercial recreation permit rather than a land use permit. Additional information and forms are available online or at any Division of Mining, Land and Water regional land office and the Public Information Centers in Anchorage and Fairbanks. The following text describes information that is required to be filled out by applicants for your application to be considered complete.

Land Use Permits:

- Authorize the temporary use of state land or resources;
- can be issued for up to five years;
- do not convey any interest in state land;
- are revocable with or without cause;
- are not transferable; and
- do not constitute waiver of any other state, federal, or local laws.

Complete Land Use Permit Application Packages include the following documents:

- A Land Use Permit application form completed and signed by the applicant;
- A completed Supplemental Questionnaire for Use of State-Owned Uplands if the use or activity includes use of state-owned uplands - **including a Site Development Diagram**;
- A completed Supplemental Questionnaire for Off-Road Travel if the use or activity includes travel by or with means that exceed those that are generally allowed; and/or
- A completed Supplemental Questionnaire for Use of State-Owned Waters (Shorelands, Tidelands, and Submerged Lands) if the use or activity includes uses on tide and submerged lands below the mean high tide line in marine environments or uses on state-owned shorelands below the ordinary high-water line in freshwater environments - **including a Site Development Diagram**.
- A Site Development Diagram showing each item labeled so that it corresponds with your description in the Questionnaire. The Site Development Diagram must include:
 - **Location** - Section, Township, and Range lines; North arrow; scale; title; and include a legend (these items may be attached if necessary).
 - **Boundaries** – Boundaries and dimensions of proposed area of use and their relation to geographic features, including water bodies, and existing trails or rights-of-way.
 - **Structures and Storage** - Location and dimensions of buildings, tent platforms, out-buildings and other improvements, and of equipment parking and storage areas, including snow storage areas.
 - **Hazardous substances** – Location and dimensions of storage facilities for hazardous substances, including but not limited to oil, lubricants, fuel oil, gasoline, solvents, and diesel fuel. Include method and dimensions of storage (tank, drum, etc.).

Other items that must accompany the application package include:

- **Map** - a topographic map or aerial photo of sufficient scale to show the location of the proposed activity.
- **Filing Fees** - A non-refundable filing fee required by regulation (11 AAC 05.010(5)(B)). See the current Director's Fee Order for applicable fees. Make checks payable to the "State of Alaska".
- **Other Miscellaneous Items:** Items specifically identified and required in any of the supplemental questionnaires.

Completed Land Use Permit Applications must be submitted electronically to an email address below or mailed to one of the following offices closest to the proposed use or activity on state lands:

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

Southcentral Region Land Office
550 West 7th Ave, Suite 900C
Anchorage, AK 99501-3577
(907) 269-8503
dnr.scro.permitting@alaska.gov

Southeast Region Land Office
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

Prior to issuance of a permit, an applicant is required to submit one or more of the following:

- **Use Fees** - The use fee depends on the type of activity, length of use and the acreage authorized for use. See the current Director's Fee Order or contact your regional office for applicable fees.
- **Performance Guaranty (Bond)** - A performance guaranty is held by the state to incentivize performance and to pay for corrective action if the use of state land fails to comply with the requirements of the permit. Acceptable types of performance guaranties include:
 - cash or check made out to the State of Alaska;
 - a Certificate of Deposit (CD) in the state's name; or
 - a corporate surety bond.
- **Insurance** – Proof of insurance to protect you and the state from liabilities incurred through the use of state land.
- **Survey and Location** - Surveys are generally not required for land use permits. Many authorizations require a Global Positioning System (GPS) to determine the location of the project. If we determine a survey is required, we will contact you.

ONLY COMPLETE APPLICATIONS WILL BE ACCEPTED

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:

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3700 Airport Way
Fairbanks, AK 99709-4699
(907) 451-2740
nro.lands@alaska.gov

Southcentral Region Land Office
550 West 7th Ave, Suite 900C
Anchorage, AK 99501-3577
(907) 269-8503
dnr.scro.permitting@alaska.gov

Southeast Region Land Office
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

LAS # 35438

(Applicant please provide if known)

Applicant Information:

Name: Polly Johannsen

Doing Business As: NSEA Timber Inc.

Mailing Address: 283 Sommerville Road

Chahalais, Washington 98532

Email Address: Private Information

Date of Birth: N/A

Business License #: AK-2215419

EIN: Private Information

Contact Person: Polly Johannsen

Home Phone:

Work Phone: (541) 398-2331

Cell Phone: (541) 398-2331

Fax:

LAS #: 35438

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

Name, address and place of incorporation:

NSEA Timber Inc.
283 Sommerville Road
Chahalish, WA. 98532

Place of Incorporation: Chahalish, Washington.
Alaska Entity #10307110

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

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

Polly Johannsen
Box 129
Petersburg, Alaska 99833
(541) 398-2331

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: 59.2834 N, 135.4793 W _____ or

Section: 9 **Township:** 30 South **Range:** 59 East **Meridian:** Copper River _____

Section: _____ **Township:** _____ **Range:** _____ **Meridian:** _____

Proposed project will require the use of up to 57 acres.

(Please add additional sheets for this section as necessary)

LAS #: 35438 _____

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.)

Site A: Log Transfer Facility- The Log Transfer Facility will consist of two 70' steel slides with metal legs extending from the uplands into the submerged lands for the transportation of logs into the water. One log raft assembly area enclosed by anchored boom sticks, in an 'L' shape (140'x490'), and secured to the submerged lands with concrete anchors. Log rafts will be constructed inside the 'L' shape log raft assembly area. The Log Transfer Facility area will require roughly (6) acres of tide and submerged lands. A 4'x12' walkway will extend to a 10'x30' dock for boom boat access and mooring.

Site B: Log Storage Area- Log rafts that are assembled on Site A, will be towed to the Site B log storage area. Log rafts will be secured to anchored boomsticks running parallel to the shoreline. The storage area will require roughly 2,500 feet of linear space parallel to the shore. The Log Storage Area will cover approximately (17) acres of submerged tidelands.

Site D: Ship Mooring Area- Two mooring devices and anchors will be established for securing container ships during loading activities. Bundles will be towed from the Log Storage Area to the Ship Mooring Area. The SMA will cover approximately 34 acres of submerged tidelands. The loading activity at the Ship Mooring Area is not expected to exceed 14 days of continuous use; however the two ships anchors are proposed as temporary fixtures, for the life of the permit.

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.

Industrial activities at the site require trained personnel, with appropriate safety equipment. The sort yard, ramp and receiving waters, including the Log Storage Area, are restricted zones. Only authorized personnel are allowed in the restricted zones. Restrictions and Notices are posted at the site. NSEA is not seeking restricted use for the Ship Mooring Area. NSEA Timber's requested use of the Ship Moorage Area is for two mooring bouys, and active ship loading only. NSEA Timber is not seeking permission for storage, or preloading the SMA for ship loading.

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 A: The Log Transfer Facility is a graded, level pad of approximately 6 acres. Native vegetation exists in the south east corner. The pad is adjacent to the shoreline on its eastern edge, and descends a 3:1 grade comprised of a cobble and boulder substrate to the MHW line (15.7 feet). The site currently is not in commercial use, is maintained by the owner, and contains no trash or debris.

Site B: The Log Storage Area is located off-shore of the Log Transfer facility. The LSA is comprised of a heavy cobble and gravel substrate at a 4:1 grade. The substrate does not contain operational debris, or trash and was found to be comprised of natural habitat, but not sensitive habitat.

LAS #: 35438

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.)

N/A

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.

Site A: The ground cover at the Log Transfer Facility consists of a level, graded gravel pad. A small portion of the property, less than 20 percent, has native grasses, shrubs, alder and willow brush, under (4) feet in height. This will be removed and the property grade will be maintained. The LTF ramp; below MHW mark a cobble and gravel 3:1 grade exists. The LTF property is located between an Alaska Marine Lines Container Terminal to the south, and the Chilkoot Lumber Sawmill site (legacy operation), to the North. Animal use of the area has not been observed. Wetlands are not located on site. Site A; consists of private uplands above the ramp, and state subtidal lands below.

Site B: The ground cover at the LSA is cobble and gravel, with a red crustous algae. Very little native organic debris exist at the site as a result of Lutak Road and the infrastucture designed to prevent such debris from entering the waterbody.

As a result Lutak Inlet does not have the natural organic debris and food sources that supports a natural healthy benthic community at this location. Green Sea Urchin is the dominated the animal life, feeding on the algae on the rocks. A notable absence of vegetation, crabs, sea cucumbers, mollusks, and sea stars were recorded in the PreDischarge Dive Survey. Harbor seals were observed to pass around the area, as it has a low abundance benthic life.

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

Lutak road provides site access for vehicles; vessels will access the site using Lutak Inlet.

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** ☐.

Number of people:

1. Indicate the number of employees and supervisors who will be working on the site. 3-4
2. Indicate the number of customers who will be using the site per year or season. None
3. Indicate the number of days the site will be used per year or season. 365

LAS #: 35438

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:

Small amounts (less than 50 gallons) of diesel fuel, and hydraulic fluids will be stored on site in approved containers, within a containment structure. Primary fueling will be done for heavy equipment and vessels by fuel truck and equipment service trucks. No hazardous materials will be stored on the ramp, or floating Boom Boat Service dock.

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

NSEA proposes to keep less than 50 gallons of Hydraulic Fluid, and Diesel fuel on site in approved containment. A fuel truck will service the primary needs of the operation.

The specific storage location(s):

A specific location for hazardous materials, and a location for spill containment kits is updated and recorded in the SWPPP plan, and located on the site for reference.

The spill plan and prevention methods:

The SWPPP and Bark Reduction BMP plan for the site addresses containment and monitoring for all discharges. The siting and operating guidelines for operating a Log Transfer Facility in Alaska provide specific operating procedures and reporting requirements for this activity, including prevention measures and plans. NSEA Timbers SWPPP and Bark Reduction BMP plan will be located on-site for employee reference and use. The NSEA SWPPP and Bark Debris Reduction BMP plan for the site is attached to this application.

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?

NSEA Timber does not plan to store hazardous materials in above or below ground tanks. A location for a limited quantity of hazardous materials, and spill prevention and recovery kits, is noted in the SWPPP, and Bark Reduction BMP plan; and located on-site for reference.

What will be stored in the container?

Hydraulic Fluid. Diesel fuel.

What will be the container's size in gallons? Less than 50 gallons.

LAS #: 35438

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

NSEA Timber will provide hazardous material containment that will exceed the capacity of any material stored within it. The material used to line the containment structure will be none-permeable. The SWPPP and Bark Reduction BMP plan will be updated as necessary with volumes and limits as required by the project QAPP.

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

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

The SWPPP and Bark Reduction BMP plan requires daily inspection of the facility to ensure compliance with all applicable regulations. Any containment system installed will be inspected as required by the plan to prevent leaks or spills.

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:

Polly Johansen
Signature of Applicant or Authorized Representative

Owner, President

Title

September 1, 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 #: 35438

LAND USE PERMIT APPLICATION SUPPLEMENTAL QUESTIONNAIRE FOR: Off Road Travel

Answer the following questions if your proposed activity includes off-road travel:

Terrain: Check the following terrain type(s) that best describes your route of travel:

- ☐ Wetlands
- ☐ Open, non-tundra or wetland areas
- ☐ Rivers or other waterbodies
- ☐ Wooded areas with trees of 6" or greater diameter (at breast height)
- ☐ Tundra areas

Vehicles and Weight: List the number and kinds of vehicles to be used for motorized travel, the weight of each vehicle and the weight of each trailer or sled (including loaded weight) to be carried by that vehicle:

NSEA Timber does not propose any off road travel.

Mileage:

- State the average total miles traveled in one round trip: _____
- State the number of trips proposed: _____

Season: Proposed date(s) of travel will be: **From:** _____ **To:** _____

Stream and Waterbody Crossings: Note who you contacted in the ADF&G, Division of Habitat:

Date: _____ Person: _____

Fuel and Hazardous Substance Factor: The volume of fuel and hazardous substances to be used is the total volume in gallons to be carried on one vehicle and any trailers or sleds that vehicle is towing.

- Maximum volume of fuel (in gallons) that is being transported by one vehicle and any trailers or sleds it is towing: _____ gallons.
- Hazardous substances other than fuel:

Substance: _____

Substance: _____

LAS # 35438 _____

- Do you have an Oil Discharge Prevention and Contingency Plan approved by the Alaska Department of Environmental Conservation? **Yes** ☐ **No** ☐
 - Do you have either a trained spill response team or a contract with a spill response company? **Yes** ☐ **No** ☐
-

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 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 40.25.310, 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.

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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.

NSEA Timber is not using state owned uplands for this project. The property is owned by Glacier Construction, the property use, is authorized under lease agreement to NSEA Timber Inc.

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: _____

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:

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

Motorized Equipment

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

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

Date: _____ Person: _____

LAS # 35438

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

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:

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:

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.

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

Water / Wastewater

Water Supply: Describe the water supply and proposed use.

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.

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.

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:

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).**

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

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

☐ **Other Recreation (Type and general geographic description).**

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

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

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 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 40.25.310, 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.

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Site Development Diagram

	VICINITY MAP										
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Date Prepared:</td> <td>Applicant's Name:</td> </tr> <tr> <td colspan="2" style="text-align: center;"> Alaska Department of Natural Resources Division of Mining, Land & Water Land Use Permit </td> </tr> <tr> <td colspan="2" style="text-align: center;"> Site Development Diagram </td> </tr> <tr> <td colspan="2"> Sec(s) _____ T _____ R _____ M _____ </td> </tr> <tr> <td>Sheet of</td> <td>LAS # 35438</td> </tr> </table>	Date Prepared:	Applicant's Name:	Alaska Department of Natural Resources Division of Mining, Land & Water Land Use Permit		Site Development Diagram		Sec(s) _____ T _____ R _____ M _____		Sheet of	LAS # 35438
Date Prepared:	Applicant's Name:										
Alaska Department of Natural Resources Division of Mining, Land & Water Land Use Permit											
Site Development Diagram											
Sec(s) _____ T _____ R _____ M _____											
Sheet of	LAS # 35438										

LAND USE PERMIT APPLICATION SUPPLEMENTAL QUESTIONNAIRE FOR: Use of State-Owned Waters (Shorelands, Tidelands & Submerged Lands)

Shorelands are those below ordinary high water mark of non-tidally influenced navigable waterbodies. **Tidelands** are that portion of the intertidal zone below the elevation of mean high water. This elevation varies by location. Contact the nearest Department of Natural Resources (DNR) regional office for assistance. **Submerged lands** are those below the lowest tidal elevation. The State of Alaska, with few exceptions, owns these lands out to three miles offshore. If your activity includes the use of State shorelands, tidelands, or submerged lands and the waters above them, answer the questions within applicable sections below. All site development details identified in this section must be represented graphically in the scaled drawings on page 9 of the supplement.

Does the applicant own the directly adjacent, upland waterfront property? **Yes** ☐ **No** ☒

If no, give name(s) and current address/phone number of the property owner.

Glacier Construction
HC 60 Box 4800
Haines, Alaska 99827-9508

Give names and current addresses and/phone numbers for both upland property owners on either side of the above waterfront property.

Owner-Chilkoot Lumber: P.O. Box 1469 Haines, Alaska 99827 -North Property Owner

Owner-Bureau of Haines: Operated by Alaska Marine Lines, 18000 International Blvd., ste. 800; Seattle, Wa. 98188-South Property Owner.

Note: You must obtain the upland owner's written permission for any use of uplands you do not own including for waste disposal, access roads, waterlines, power lines, or shore ties above MHW, and you must provide a copy to DNR before a permit is issued. If not the immediately adjacent upland property owner, does the applicant have legal access across the uplands? **Yes** ☒ **No** ☐ Please explain.

NSEA Timber is leasing the property from Glacier Construction the upland property owner, a Letter of Intent is submitted with this application.

Will your tideland use involve any use of adjacent State-owned uplands? **Yes** ☐ **No** ☒ (If Yes, indicate uses and show on your development plan diagram.) ☐ Shore tie ☐ Waterline ☐ Power line ☐ Access to roads ☐ Other – Explain.

Type of Use, Activity, Development (Answer All).

Will you be developing / using a Mooring Buoy or anchoring a commercial or industrial use vessel for more than 14 days?

Yes ☐ **No** ☒ (If yes, please also answer all questions in **Part 1 on page 2 and Part 6 on pages 10, 11.**)

LAS # 35438

Page 1 of 12

Will you be anchoring or mooring a commercial or industrial related floating facility that is or can be occupied, i.e. a float camp or floating lodge, a float house you rent, a seafood processor?

Yes ☐ No ☒ (If yes, please also answer all questions in **Part 2, on page 3 and Part 6 on pages 10, 11.**)

Will you be anchoring or mooring your own personal use Float house?

Yes ☐ No ☒ (If yes, please also answer all questions in **Part 2, on pages 3 and Part 6 on pages 10, 11.**)

Will you be placing non-occupied structures including but not limited to Piling, Dolphins, Fixed docks, Floating docks, or other floating structures?

Yes ☒ No ☐ (If yes, please also answer all questions in **Part 3, on page 4 and Part 6 on pages 10, 11.**)

Are you seeking authorization to use or develop a Log Transfer Facility, a floating Log Storage area, or a Log Ship Loading site?

Yes ☒ No ☐ (If yes, please also answer all questions in **Part 4, pages 5, 6, 7 and Part 6 on pages 10, 11.**)

Will you be placing fill or dredging material on a beach?

Yes ☐ No ☒ (If yes, please also answer all questions in **Part 5, pages 8, 9 and Part 6 on pages 10, 11.**)

Part 1. Anchoring vessels and mooring buoy systems

Does the proposed use location include a known anchorage? Yes ☐ No ☒ If yes, have alternative locations been considered to reduce impact to the anchorage? Yes ☐ No ☒ If no, explain why.

The site is not located in a known anchorage, impacts to vessels are not expected. NSEA Timber does not propose to anchor or load a vessel in Lutak Inlet for more than 14 days at a time. Ship Loading for less than 14 days is considered a Generally Allowed Use under 11 AAC 96.020. NSEA Timber is requesting two ships anchors and floats be moored at the site during the permit period.

What type of vessel will use the site? ☐ Commercial Fish Tender / Processor ☒ Log Ship ☐ General Cargo Ship

☐ Unoccupied Barge ☐ Fuel Barge ☐ Passenger Vessel ☐ Other: _____

Does the anchoring vessel require the ability to be able to occupy this site all year long? Yes ☐ No ☒

If no, what months will the site be used? From May to November

What is the maximum swing radius of vessel at anchor? Length: 1,000 feet (distance from anchor to the aft of the vessel).

Will the vessel require the placement of a mooring buoy system? Yes ☒ No ☐ Number of buoys: 2

If placing buoys, fill out applicable parts of Part 3 to explain the anchoring system.

Part 2. Floathouses and Commercial, Industrial Floating Lodges, Float camps, Caretaker Residences (including seafood processors)

Description of Facility Note: The structures and dimensions must be shown on the development plan diagram.

Float Dimensions: float ____ x ____ float ____ x ____ float ____ x ____ Total float area ____ sq ft

Living quarters total area: ____ sq ft. Number of stories: ____ . Maximum occupancy: ____ persons

Describe other structures on floats, such as storage and generator sheds; give structure dimensions.

N/A- NSEA Timber does not propose Floathouses, Lodges, Camps or Residences in this application.

Describe anchoring system and address all that apply: No. of anchors ____ Type ____ Weight ____

No. of Rock bolts: ____ No. of Shore ties: ____

Other methods:

Grounding is prohibited. What is the water depth beneath the facility at extreme low tide? ____

How many feet of maximum draft does the floating facility have? ____

Describe your potable Water Source: type, location, ownership of the source:

Wastewater System. Describe how you will handle human waste, black water, grey water:

Do you have an approved Alaska Department of Environmental Conservation marine sanitation system? Yes ☐ No ☐

Approval # ____

Describe how you will dispose of all solid waste including human waste and household garbage generated on facility:

Part 3. Non occupied structures - Piling, Dolphins, fixed docks, floating docks, or other floating structures.

Select all boxes that apply for structures located below MHW and show all on the development plan diagram.

- ☐ Fixed pile-supported dock, wharf or landing (non-floating) – dimensions _____ x _____ feet. No. of pilings _____
- ☒ Ramp to floating dock - dimensions 4 x 12 feet
- ☐ Boat haulout or non-floating ramp - dimensions _____ x _____ feet
- ☒ Floating dock dimensions 10 x 30 feet, _____ x _____ feet, _____ x _____ feet, _____ x _____ feet, _____ x _____ feet
- ☐ Floating breakwater - materials: _____ Dimensions _____ x _____
- ☒ Other floating structures (e.g., net pens, gear storage float) - describe materials, structures, dimensions:

(2) Log Ship Bouys and Anchors. A log storage area, and log rafting area as approved in permit POA-2024-00622. The permit is attached to this application with the approved construction details.

- ☐ Storage sheds or similar structures on docks - description _____ Dimensions _____ x _____
- ☐ Bulkhead - type (log crib, sheet pile, etc.) _____
Dimensions _____ x _____ Cubic Yards of Fill _____
- ☐ Individual pilings not counted under fixed dock above. Number _____
- ☐ Dolphins - Number _____ Number of pilings per dolphin _____
- ☐ Anchor - Number _____ Type _____ Weight _____
- ☐ Rock bolts - Number _____
- ☐ Shore ties – Number _____ Note: You must obtain the upland owner's permission to place shore ties above MHW before a permit is issued.

Note: Grounding is prohibited.

What is the water depth beneath the floating structures at extreme low tide? 15 feet

Part 4. Temporary log transfer facility (LTF) including floating log storage area.

Siting of an LTF which discharges wood into the marine waters must meet the 1985 Alaska Timber Task Force siting criteria guidelines and the criteria established under the US Environmental Protection Agency's (USEPA) - National Pollutant Discharge Elimination System (NPDES) general permit and the Alaska Department of Environmental Conservation (ADEC) 401 certification.

What is the maximum length of time that you will need to use the facility? 5 years.

What will be your seasonal periods of operation? March through November

What is the total timber volume you need to transfer across this LTF? 25 mmbf.

How many total acres do you need for this facility? 23 acres.

Note: This acreage must include all improvements including the anchors and lines. It must include the area required for such items as log raft construction, off-shore storage, associated barge and vessel moorage, and shore-ties.

Does the associated transfer site require a log raft building area? **Yes** ☒ **No** ☐ If yes then:

How many boom logs 9 and anchors 8 and what is the total length of boom logs 630 feet, that you need for the rafting area?

Will the log rafts ground or be moored in water at depths less than 40 feet as measured from MLLW?

Yes ☐ **No** ☒

What is the near shore depth 50 feet, and the offshore depth 85 feet, of the log rafting area as measured from MLLW (0.0' elevation)?

What nautical chart did you use for reference NOAA 17317, please include a copy of this area of the chart with the attachments.

Will you need an associated in-water log storage area? **Yes** ☒ **No** ☐ If Yes, then answer the set of questions in the **Floating Log Storage Area section of Part 4.**

Will you need an associated log ship moorage and loading area? **Yes** ☒ **No** ☐ If yes then complete Part 1 on Pg 2.

What kind of transfer facility do you propose to operate? (i.e. A-Frame letdown, slide ramp, drive down ramp, barge ramp)

Drive Down Ramp with Rails.

Will you be transferring logs into the marine waters?

☐ **No, logs will never be discharged into the water, they will always be transported directly onto barges.**

☒ **Yes - new facility.** The applicant must conduct a dive survey of the near shore area to document the pre-project underwater topography and habitat conditions that will be covered by the discharge of bark on to the likely one-acre zone of deposit. The initial dive survey must be done to guidelines established for bark monitoring by the USEPA and the ADEC. A written report of findings including photographic documentation must be submitted prior to review and consideration of this application.

Part 4. (continued)

☐ **Yes - existing facility.** Include a report of the last dive survey with attachments. The applicant / operator is responsible to conduct bark monitoring dive surveys, done to the guidelines established by the USEPA and the ADEC to document the current extent of bark accumulation at the site. A written report of current monitoring findings must be submitted prior to review and consideration of this application.

Is this an existing LTF that has been fully approved and used to transport timber in the past? **Yes** ☐ **No** ☒

If Yes, then answer the following set of questions. If No, you are finished with **Part 4**.

Was the facility constructed before 1985? **Yes** ☐ **No** ☐

Is the facility currently authorized? **Yes** ☐ **No** ☐ If Yes, provide the Army Corps of Engineer's Permit Name and number (i.e. Mud Bay 43) _____ and attach a copy of it and all modifications.

What is the US EPA - NPDES authorization number? _____ Date of approval _____ and who is the authorized operator: _____

When was the facility last actively used? _____ How long was it used before? _____

How much volume was transferred? _____ mmbf

What type of log entry system is currently authorized? (i.e. A-Frame letdown, slide ramp, drive down ramp, barge ramp)

Is there a tideland survey for the site? **Yes** ☐ **No** ☐ , ATS # _____

Does the existing facility require a physical modification? **Yes** ☐ **No** ☐ If Yes, please submit your modification request to the USACE and include a copy with this application. Please briefly explain the modification.

Floating Log Storage Area

Will the storage area be inside the permit area at the log transfer facility? **Yes** ☒ **No** ☐ If No, Will there be a separate tract or tracts? **Yes** ☐ **No** ☐ If Yes, how many tracts do you need? _____ and list below the acreage of each tract. AKG-701731 requires a ZOD, or permit area. NSEA Timber has requested a 57 acre ZOD for site A, site B, and site D. All operations will be within the permitted area. NSEA Timbers ZOD request to ADEC for the permit area boundaries and diagrams are attached to this application.

How long do you need to use the storage area(s)? 5 years

How much volume will be moved thru this storage area? 25 mmbf

How many log booms and anchors and what is the total length of the log boom perimeter that will be needed for storage?

of log booms 36, # of anchors (12), 6 ton total length of all log booms 2,500 feet.

Will you be using shore ties? **Yes** ☐ **No** ☒ If Yes, provide a copy of this permission, if No, you need to obtain and provide this.

LAS # 35438

Part 4. (continued)

Will the log rafts ground or be moored in water at depths less than 40 feet as measured from MLLW?

Near shore depth 50 feet, Offshore depth 120 feet.

What nautical chart did you use for reference? NOAA 17317 If possible, please include a copy with the attachments.

If the log storage area is one which has been fully approved and used to store log rafts in the past, then answer the following:

When was the site last actively used? N/A and for how long? N/A

If known, how much volume was stored here? Zero mmbf

Is the facility currently authorized? **Yes** ☒ **No** ☐ If Yes, provide the Army Corps of Engineer's Permit Name and number (i.e. Mud Bay 43): POA-2024-00622 and attach a copy of the permit and all modifications.

What is the DNR authorization number? LAS 35438

What is the US EPA - NPDES authorization number? AKG-701731 Date of approval Pending
and who is the authorized operator: NSEA Timber Inc.

Has there been a recent dive survey completed? **Yes** ☒ **No** ☐ If Yes, then include a copy of this report with the attachments.

Note: The applicant may have to conduct a dive survey of the log storage area to document the underwater topography and habitat that would be covered by the bark zone of deposit or to establish current bark accumulation levels. If required due to level of use, a bark monitoring dive survey must be done to guidelines established by the US EPA and the ADEC to document the current conditions at the site.

Part 5. Use that involves dredging, placing fill material or altering beaches.

NOTE: When altering the location of the line of mean high water on a beach by placing fill on or seaward of this line you need to be aware of the following. The line of ordinary high water (OHW) or mean high water (MHW) is the boundary where State (public) ownership of shorelands, tidelands and submerged land begins. For OHW, the boundary is the highest water level which has been maintained for a sufficient period of time to leave evidence upon the landscape, commonly that point where the natural vegetation changes from predominantly aquatic to predominantly terrestrial. For MHW, this boundary is an elevation contour on the beach and is determined by the tidal stage of MHW water elevation against the beach topography. These lines are not fixed by a past survey of the upland property if that land survey shows a meandered boundary as is typically done. A meandered boundary is intended to be dynamic and move over time; natural forces can either erode material or deposit material and as a result, the boundary can naturally move. Another natural way that boundaries can change is in tidal areas where glaciers have recently receded and the land is rebounding or uplifting over time. When any natural process is interrupted by the actions of man, such as placing material to stop erosion, the boundary line typically becomes fixed from that point on. When altering the boundary line through fill below MHW or (OHW), the upland owner will not gain ownership of the newly filled areas; these areas remain in State (public) ownership.

What is the elevation of the line of MHW at the proposed permit site? 15.7 feet

Are you proposing to alter the line of MHW in any manner? **Yes** ☐ **No** ☒ If Yes, explain what you intent to do.

Placing fill material on a beach.

What is the purpose of the fill?

Is there an upland survey that has established a meandered boundary line? **Yes** ☐ **No** ☒

If Yes, Survey # _____ (if a subdivision survey please provide a legible copy)
(ATS, ASLS, US Survey #)

Will heavy equipment be used below the mean high-water line to alter the beach? **Yes** ☒ **No** ☐ If Yes, explain:

The ADEC required Bark Debris Reduction BMP plan includes ramp maintenace. The loading ramp will be back-bladed at below the mean high water mark (during low tides), as necessary to recover fugitive bark debris.

How many cubic yards of fill are you proposing to place at and below the line of MHW? Zero cubic yards

What are the dimensions of fill area below MHW elevation? _____

How many linear feet along the (beach) line of MHW will be covered with fill? Zero feet

Is there more than one area along the beach which will be filled? **Yes** ☐ **No** ☒ Identify the location of each area on the development plan diagram.

LAS # 35438

Part 5. (continued)

Will any of the fill material come from State owned uplands or tide and submerged lands? **Yes** ☐ **No** ☒ If Yes, then what is the source?

_____ and how many cubic yards? _____

If you are intending to limit beach fill to the area above the current line of MHW will any of the fill or associated retaining wall material including the toe of the fill or retaining wall extend beyond the line of MHW? **Yes** ☐ **No** ☒

Is the adjacent upland property encumbered with a public easement along the waterfront boundary? **Yes** ☐ **No** ☒

How will the fill affect public access along the beach?

N/A

Excavation of materials from a beach.

What is the purpose of the excavation?

N/A

How many linear feet along the beach will be affected? Zero feet

To what depth will you be excavating? N/A feet

How many cubic yards will be excavated from the area seaward of the line of MHW? Zero cubic yards and what will this excavated material be used for or where will it be disposed?

Part 6. Dismantle, Removal, Restoration Plan - The permit will require that upon expiration, completion, or termination the site shall be vacated and all improvements and personal property removed. The site shall be left in a clean, safe condition acceptable to the Regional Manager. Your answers to the following questions will establish your proposed restoration plan.

A. Explain how you plan to dismantle and remove the improvements and restore the site to a clean, safe condition acceptable to the Regional Manager. **Note:** One acceptable alternative is returning the permit site to the condition that existed before the site was developed or used.

NSEA Timber will return the site to its condition before the site was used for this purpose. Installed fixtures will be removed from the land, and submerged lands. The Drive Down Ramp will be blocked from future vehicle access, and the vehicle entry and exits points to the site will be secured. The property lease agreement will provide specific requirements to be met in the Restoration Plan.

B. If your project involves fill describe how it will be removed and where will it be removed to. How will you document that the original line of Mean High Water has been restored? (e.g. photo documentation, resurvey)

No fill is proposed, none will need to be removed.

C. If your project involves anchors and/or pilings how do you plan on removing them? Where is the nearest community that provides this type of removal equipment / service?

Haines offers this type of removal services and equipment. The anchors will be winched onto a barge along with chains, and the associated ball, or mooring floats. NSEA Timber has a dive contractor to locate and secure the anchors.

D. Describe the disposal method and identify the disposal site or sites for structural components, solid wastes, and hazardous wastes.

Hazardous waste will be removed from the site and disposed of at an approved facility. Structural components such as slide rails, boom sticks, chains, anchors and floats will be stored at a nearby gravel mine along the Haines/Lutak highway, approved for this storage.

Part 6. (continued)

E. If components can be reused for other projects, such as anchors, identify where they would be stored?

Structural components such as slide rails, boom sticks, chains, anchors and floats will be stored at a nearby gravel mine along the Haines/Lutak highway, approved for this storage.

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 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 40.25.310, 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.