

Coordination and Public Notice

Consistent with the Alaska Constitution and Alaska statutes, certain actions taken by the Department such as leases, easements, and other disposals require public notice. Other actions, such as classifying and making lands available for private use, specifically require the involvement of municipalities and local residents. Where required by statutes and regulations, the Department provides notice of actions proposed on state lands and engages with local municipal and tribal entities and community members.

Goals

Coordination with Non-state Landowners. Coordinate with municipal, Alaska Native Corporation, private, and other public landowners in fulfillment of the Department’s mission to, “*Responsibly develop Alaska’s resources by making them available for maximum use and benefit consistent with the public interest.*”

Public Participation. Provide local governments, state and federal agencies, adjacent landowners, and the general public with meaningful opportunities to participate in the process of making significant land use decisions.

Objectives and Management Guidelines

Objective A. ADNR will provide notice as required by statutes and regulations and Department staff will provide public notice.

- **Guideline A-1.** *Notice for Decisions Requiring Public Notice (Under AS 38.05.945).* As required by statute, public notice will be given for decisions involving the sale, lease, or disposal of (or interests in) land, property, or resources. Notice will be given to parties known or likely to be affected by an action proposed by the state or an applicant to the state.
- **Guideline A-2.** *Avoiding Conflicts with Adjacent Upland Owners.* Before issuing a land use authorization on shorelands, tidelands, or submerged lands, ADNR should encourage applicants to use areas that will reduce the likelihood of possible land use disagreements with upland owners. ADNR will consider comments from private landowners and others before making a decision and will retain the right to issue a land use authorization over the objection of adjacent landowners.
- **Guideline A-3.** *Authority of State Plans.* This plan only applies to patented and tentatively approved state lands and federal lands that have been selected or top filed for conveyance to fulfill the State’s land entitlement under the Alaska Statehood Act. It does not affect Borough lands, state lands not managed under Title 38 of the Alaska

Statutes, other federal lands, or private lands. Boroughs have developed and will continue to develop local comprehensive plans for specific parts of the borough. These are intended to identify preferred land use patterns and development stipulations. ADNR reviews these plans in the course of developing management plans or area plans, and often makes use of their recommendations. However, while community comprehensive plans can make recommendations for state lands within their planning areas, they cannot establish land use designations or other planning requirements for state land. State land use designations are decided on a regional basis through the state land use planning process and local plans do not supersede state plans for the use of state lands.

Objective B. *Other Guidelines Affecting Coordination or Public Notice.* Several other guidelines may affect coordination or public notice. See other sections of this chapter.