



KENAI PENINSULA BOROUGH

Coastal Management Program

514 Funny River Road • Soldotna, Alaska 99669-7520

PHONE: (907) 714-2216 • FAX: (907) 260-5992

www.borough.kenai.ak.us/

**JOHN J. WILLIAMS
BOROUGH MAYOR**

December 11, 2006

Ms. Susan Browne, Project Review Coordinator
State of Alaska, Department of Natural Resources
Division of Mining, Land and Water
550 West 7th Avenue, Suite 900C
Anchorage, Alaska 99501-3577

Subject: Material Sale: Terry Best. ADL 229812

Dear Ms Browne:

Kenai Peninsula Borough (KPB) Coastal District staff reviewed the above noted project for consistency with KPB Coastal Management enforceable policies. This activity concerns the removal of sand and gravel from land owned by the State of Alaska located near Soldotna on Kenai Peninsula Borough Tax Parcel 05507440.

Scope of the Consistency Review

The activity subject to consistency review is the removal of sand and gravel from agricultural land to complete a State of Alaska approved Farm Conservation Plan.

Findings

1) Kenai Peninsula Borough Coastal Zone Enforceable Policy (KPBCZMP) 10.1, Sand and Gravel Priority Areas, states:

“To the extent feasible and prudent, sources of sand and gravel shall be authorized in a descending order of priority:

- a. Existing, approved upland sand and gravel pits;
- b. Reuse of sand and gravel from abandoned development areas;
- c. New upland sand and gravel pits;
- d. Rivers, Streams and lakes that do not support fish;
- e. Marine shoreline and offshore sand and gravel sources;
- f. River and floodplain sand and gravel sources in fishbearing streams in the following order of highest to lowest preference: braided, split channel, meandering, sinuous and straight...”

Inasmuch as the site under review is an existing, approved material extraction site the removal of sand and gravel is consistent with this policy.

2) Kenai Peninsula Borough Coastal Zone Enforceable Policy 10.6, Access to Minerals, states:

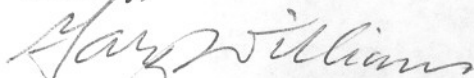
“Continued access across public lands for mineral exploration and development activities will be allowed to the extent it conforms with the policies contained in this program and all other applicable laws.”

The activity is part of an agricultural activity designed to create wildlife habitat and the disturbed area is subject to reclamation.

Alternative Measure: To achieve consistency with this provision, as a condition of further material extraction, the reclamation process should be mandated to conform with all applicable regulations of the federal Environmental Protection Agency, laws of the State of Alaska and Ordinances of the Kenai Peninsula Borough as they relate to the reclamation process and the efficacy of the habitat being created.

Thank you for the opportunity to comment on this activity.

Sincerely,



Gary Williams
Kenai Peninsula Borough
Coastal Zone Coordinator

Copy: Crista Hippchen, Planner, Kenai Peninsula Borough