

NOV 02 1994

REGION II
HABITAT AND RESTORATION
DIVISION

ANADROMOUS WATERS CATALOG/ATLAS CORRECTION FORM

CORRECTION TO: ATLAS X CATALOG X

REGION: SOUTH CENTRAL

MAP: ANCHORAGE C-7

WATERWAY NUMBER: 247-50-10300-0015

DESCRIBE CHANGE(S): LABEL & DIGITIZE UNNUMBERED LAKE

247-50-10300-0015.

CHANGE REQUESTED BY: ED WEISS / DENNIS BRATH 7/5/94
DATE

DRAFTED/DIGITIZED BY: J. Inoue 12/27/94
DATE

REVISION CODE: E-3 C-3

NOMINATION NUMBER: 95 069

** ATTACH THIS FORM TO EXISTING NOMINATION FORM IN FILE **

STATE OF ALASKA

WALTER J. HICKEL, GOVERNOR

DEPARTMENT OF FISH AND GAME

HABITAT AND RESTORATION DIVISION

333 RASPBERRY ROAD
ANCHORAGE, ALASKA 99518-1599
PHONE (907) 344-0541
FAX (907) 349-1723

FISH HABITAT PERMIT FG 94-II-0485

ISSUED: July 1, 1994
EXPIRES: December 31, 1994

Ms. Michelle Myers
P.O. Box 670495
Chugiak, Alaska 99567

Dear Ms. Myers:

Re: Dock Construction - Mud Lake
Waterbody Number 247-50-10300-0015
Section 6, T. 17 N., R. 1 E., S.M.
Lot 24, Block 4; Shores of Ancient Tree

Pursuant to AS 16.05.870(b), the Alaska Department of Fish and Game (ADF&G) has reviewed your proposal to install a floating dock in Mud Lake adjacent to your property at the referenced location. The floating dock would measure approximately 8 feet by 20 feet, be supported by foam blocks and secured to the lake bed using anchors.

Mud Lake has been specified as being important for the spawning, rearing, or migration of anadromous fish pursuant to AS 16.05.870(a). Your proposed project area is utilized by coho salmon for rearing. After emergence from the stream gravel in early spring, juvenile coho salmon rear in Mud Lake for up to two years prior to outmigration. The shallow littoral zone of Mud Lake is used extensively by these salmon fry for feeding and cover during this rearing period.

In accordance with AS 16.05.870(d), project approval is hereby given subject to the following stipulations:

1. Stream banks shall not be altered or disturbed in any way to facilitate dock installation. If stream banks are inadvertently disturbed they shall be immediately stabilized to prevent erosion and the ADF&G, Habitat and Restoration Division, shall be notified at 267-2284, within 5 working days of the occurrence.
2. The wooden portion of the dock shall not be treated with any preservative containing creosote or pentachlorophenol. If preservatives are used, only pressure treated applications shall be employed. Preservatives shall not be painted on, sprayed, or otherwise applied by surface application.

3. No wheeled or tracked vehicles shall be operated in the open waters of Mud Lake.
4. The Alaska Department of Fish and Game, Habitat and Restoration Division, shall be notified at 267-2284 at least five days prior to beginning construction so that a site inspection can be arranged.

In addition, the following stipulation was adopted pursuant to 6 AAC 50 [Project Consistency with the Alaska Coastal Management Program (ACMP)] and is necessary to ensure that your project is consistent with the Alaska and Matanuska-Susitna Borough CMPs.

1. Within the 75-foot shoreline setback, all areas not occupied by allowed development shall minimize disturbance of natural vegetation.

The permittee is responsible for the actions of contractors, agents or other persons who perform work to accomplish the approved plan. For any activity that significantly deviates from the approved plan, the permittee shall notify the ADF&G and obtain written approval in the form of a permit amendment before beginning the activity. Any action taken by the permittee or an agent of the permittee that increases the project's overall scope or that negates, alters, or minimizes the intent or effectiveness of any stipulation contained in this permit will be deemed a significant deviation from the approved plan. The final determination as to the significance of any deviation and the need for a permit amendment is the responsibility of the ADF&G, Habitat and Restoration Division. Therefore, it is recommended that the ADF&G, Habitat and Restoration Division, be consulted immediately when a deviation from the approved plan is being considered.

This letter constitutes a permit issued under the authority of AS 16.05.870. This permit must be retained on site during the permitted activity. Please be advised that this approval does not relieve you of the responsibility for securing other permits: state, federal, or local.

Pursuant to 6 AAC 80.010 (b), the conditions of this permit are consistent with the Alaska and Matanuska-Susitna Borough Coastal Management Programs.

In addition to the penalties provided by law, this permit may be terminated or revoked for failure to comply with its provisions or failure to comply with applicable statutes and regulations. The department reserves the right to require mitigation measures to correct disruption to fish and game created by the project and which were a direct result of the failure to comply with this permit or any applicable law.

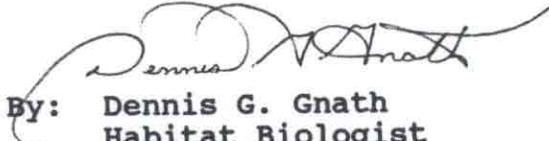
July 1, 1994

The recipient of this permit (the permittee) shall indemnify, save harmless, and defend the department, its agents, and its employees from any and all claims, actions, or liabilities for injuries or damages sustained by any person or property arising directly or indirectly from permitted activities or the permittee's performance under this permit. However, this provision has no effect if, and only if, the sole proximate cause of the injury is the department's negligence.

This permit decision may be appealed in accordance with the provisions of AS 44.62.330--44.62.630.

Sincerely,

McKie Campbell, Deputy Commissioner



By: Dennis G. Gnath
Habitat Biologist
Habitat and Restoration Division
(907) 267-2284

cc: R. Thompson, DNR/DL
P. Pinard, DEC
D. Kohler, COE
D. Webster, MSB
E. Weiss, ADF&G
C. Whitmore, ADF&G
M. Kincaid, FWP