



THE STATE  
of **ALASKA**  
GOVERNOR BILL WALKER

## Department of Fish and Game

DIVISION OF HABITAT  
Central Region Office

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### FISH HABITAT GENERAL PERMIT 16-II-GP78

**ISSUED:** September 16, 2016  
**EXPIRES:** December 31, 2021

#### General Public:

Re: Vehicle Stream Crossings

Stream No. 283-34-10430 Section 30, T. 56 S., R. 87 W., S. M. Coordinates: 55.297° N, 162.661° W	Stream No. 283-34-10560 Section 28, T. 56 S., R. 87 W., S. M. Coordinates: 55.300° N, 162.593° W
Stream No. 283-34-10400 Section 36, T. 56 S., R. 88 W., S. M. Coordinates: 55.292° N, 162.671° W	Stream No. 283-34-10590 Sections 26 and 27, T. 56 S., R. 87 W., S. M. Coordinates: 55.297° N, 162.562° W
Stream No. 283-34-10500 Section 29, T. 56 S., R. 87 W., S. M. Coordinates: 55.300° N, 162.618° W	Stream No. 283-34-10600 Section 26, T. 56 S., R. 87 W., S. M. Coordinates: 55.296° N, 162.562° W
Stream No. 283-34-10530 Section 28, T. 56 S., R. 87 W., S. M. Coordinates: 55.301° N, 162.604° W	Stream No. 283-34-10700 Section 35, T. 56 S., R. 87 W., S. M. Coordinates: 55.282° N, 162.561° W

Pursuant to AS 16.05.871(b), the Alaska Department of Fish and Game, Division of Habitat, has determined that the public interest would be served through the issuance of a General Permit for vehicle stream crossings of the above referenced unnamed streams in the Kinzarof Lagoon watershed at the locations shown on the enclosed map.

#### **Project Description**

This General Permit authorizes stream crossings for certain wheeled or tracked vehicles along unvegetated beaches of the unnamed streams at the above referenced locations. This permit is limited to vehicles weighing less than 1,000 lbs dry weight. The dry weight of a vehicle is the weight of the vehicle without passengers and cargo, as specified by the manufacturer. Heavier vehicles are not covered under this General Permit and would require an individual Fish Habitat Permit. The stream crossing sites, identified by the legal description above and shown on the enclosed map, are expected to provide adequate access to the area while minimizing adverse impacts to fish resources and habitats. This General Permit does not authorize cross-country

travel above the mean high water line of Kinzarof Lagoon; however, cross-country travel on unvegetated beaches below the mean high water line in Kinzarof Lagoon on state tidelands does not require additional approval. As an advisory, please note that cross-country travel above the mean high water in this area may require federal approval.

### **Anadromous Fish Act**

The above referenced unnamed streams in the Kinzarof Lagoon watershed have been specified as being important for the spawning, rearing, or migration of anadromous fish pursuant to AS 16.05.871(a). The unnamed streams are known to support at least one of the following species: sockeye, coho, or chum salmon.

In accordance with AS 16.05.871(d), project approval is hereby given subject to the project description above and the following stipulations:

1. Stream crossings shall not occur if adult salmon or salmon redds are observed at the time of crossing; crossings shall be avoided at high tides from June 1 through September 30.
2. Stream crossings shall be made from bank to bank in a direction substantially perpendicular to the stream flow. Vehicles shall not be driven upstream or downstream below mean high water of the streams.
3. The bed or banks of any specified stream shall not be altered or disturbed in any way to facilitate access to or crossing of the streams.
4. Vehicles shall not be refueled or serviced below mean high water. Vehicles leaking oil or other hazardous substances are prohibited from crossing the streams.

The vehicle owner and the operator, or the legal guardian of minor dependents, is responsible for the actions of persons who participate in the approved activity. For any activity that significantly deviates from this approval, the responsible party shall notify the Division of Habitat and obtain written approval in the form of an individual permit before beginning the activity. Any action taken that increases the scope of the activity 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 activity. The final determination as to the significance of any deviation and the need for an individual permit is the responsibility of the Division of Habitat. Therefore, it is recommended that the Division of Habitat be consulted immediately when a deviation from the approved activity is being considered.

This letter constitutes a General Permit issued under the authority of AS 16.05.871. Please be advised that this determination applies only to activities regulated by the Division of Habitat; other agencies also may have jurisdiction under their respective authorities. This determination does not relieve you of your responsibility to secure other permits: state, federal, or local. You are still required to comply with all other applicable laws.

In addition to the penalties provided by law, this General 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 was a direct result of the failure to comply with this permit or any applicable law.

The recipient of this General Permit 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 your performance under this General 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 44.62.330–630.

Any questions or concerns about this General Permit may be directed to Habitat Biologist Jeanette Alas at 267-2805 or emailed to [jeanette.alas@alaska.gov](mailto:jeanette.alas@alaska.gov).

Sincerely,

Sam Cotten, Commissioner



By: Megan Marie  
Acting Regional Supervisor  
Central Region Office

Enc: Kinzarof Lagoon Map

Ecc: A. Ott, ADF&G  
FRP Coordinator, ADF&G  
T. Polum, ADF&G  
T. Massie, ADF&G  
J. McDonald, ADNR  
J. Rypkema, ADEC  
Administrator, City of Cold Bay

AWT, King Salmon  
E. Fox, ADF&G  
S. Schrof, ADF&G  
D. Crowley, ADF&G  
C. Larson, ADNR  
G. Risdahl, USFWS  
S. Lowe, USFWS

088W

087W

056S

056S

057S




057S

089W

088W

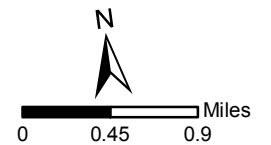
087W

### GP: FH 16-II-GP78 Kinzarof Lagoon

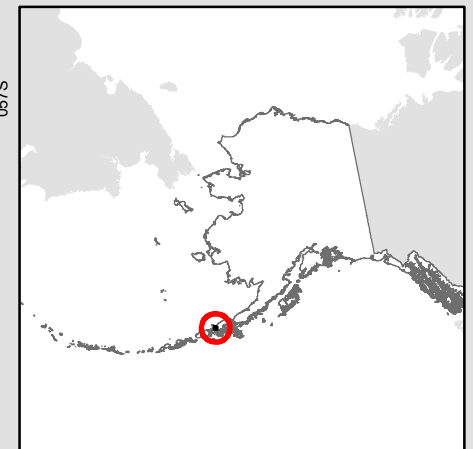
-  Izembek State Game Refuge
-  Anadromous Fish Bearing Waters
-  Approved Stream Crossing Site

Note: Crossing anadromous fish bearing waters except at approved sites and as authorized by the General Permit, requires the prior written approval of the ADF&G.

USGS quad Cold Bay



State of Alaska  
Department of Fish & Game  
9/14/2016



*Kinzarof Lagoon*

*Cold Bay*

283-34-10400

283-34-10430

283-34-10500-2031

283-34-10500

283-34-10530

283-34-10560

283-34-10590

283-34-10600

283-34-10700