

Birchwood Airport Master Plan

Public Review Draft Comment Form, March 2024

The Alaska Department of Transportation and Public Facilities (DOT&PF), in cooperation with the Alaskan Region of the Federal Aviation Administration (FAA), is updating the Birchwood Airport Master Plan.

The public review draft of the plan can be downloaded from the project website (see link below). A print copy of the draft plan is available for viewing at the office of HDL Engineering Consultants, LLC, at 3335 Arctic Boulevard, Anchorage, Alaska.

we want to near from you! If you need additional space, write on the back.	
Comments due April 8, 2024	

Project Website: dot.alaska.gov/creg/birchwoodamp/

Thank you for your input!	
Optional Contact Information	
Your Name:	
Your Email:	
Phone:	
Organization:	
Check here to be added to the project distribution list	
Submit your comments via email to shelly@agnewbeck.com or mail this form to SCONSULTING, 645 G Street, Suite 200, Anchorage, Alaska, 99501.	shelly Wade, Agnew::Beck
Thank you for your foodback! More comments or questions? Contact us	

Thank you for your feedback! More comments or questions? Contact us:

• Shelly Wade, Agnew::Beck Consultant Project Manager Cell: (907) 242-5326, Email: shelly@agnewbeck.com

Project Website: dot.alaska.gov/creg/birchwoodamp/



Conserving lands and waterways essential to the quality of life and economic health of Southcentral Alaska

May 30, 2024

Birchwood Airport Master Plan Update Project Team
Alaska Department of Transportation & Public Facilities
Central Region
4111 Aviation Ave.
Anchorage, AK 99519
Philana Miles philana.miles@alaska.gov & Shelly Wade shelly@agnewbeck.com

Re: Birchwood Airport Master Plan Update, Project No. CFAPT00354/AIP 3-02-0034-008-2018 / 3-02-0034-009-2022, Feb. 2024 Public Review Draft Comments

Dear Project Team,

Great Land Trust (GLT) appreciates the opportunity to provide comments on the **Birchwood Airport**Master Plan Update Feb. 2024 Public Review Draft (PRD). The Birchwood Airport is located to the east of and adjacent to the Eklutna Inc. land subject to the Fire Creek Estuary Conservation Easement¹ held by GLT. We ask that you please consider our comments below and include them as part of the project's record, and that in the future, if appropriate, GLT be included as a member of the Stakeholder Advisory Group (SAG) related to this project.

Comments

We request that you modify the Alternatives in your Master Plan Update to avoid the Fire Creek Estuary Conservation Easement-protected property.

Upon review of your Master Plan Update PRD, the proposed Alternative Four, and possibly the other Alternatives, except for the Alternative 1 - No Build, will impact the adjacent Eklutna Inc. property, which is subject to the **Fire Creek Estuary Conservation Easement (CE)** held by GLT (see enclosed map).

As holder of the CE, GLT holds a real estate interest in the Eklutna Inc. Fire Creek Estuary property (Property) that runs with the land, is governed by real estate law, and defined by state statutes and IRS code. The CE is a legal agreement between the owner (Eklutna Inc.) and the holder (GLT). The CE retires all development rights for the Property in perpetuity and prohibits the conveyance of any interest in the Property to a third party that would reduce or negatively impact the Conservation Easement or conservation purposes/values of the Property. The Property's conservation purposes/values are defined by Internal Revenue Code (IRC) and apply to the entirety of the Property. Any negative impact on any portion of the Property's conservation purposes/values is considered a negative impact on the CE as a whole and is therefore in violation of the CE.

GLT acquired the CE to permanently protect the Property and its conservation values/purposes. GLT is committed to ensuring the perpetuity of the CE and cannot and will not pursue extinguishment of the CE, in whole or in part, to the Property in response to a request to transfer any interest in land to a third

¹ Recorded August 31, 2012; recording number 2012-049638-0, Anchorage Recording District



Conserving lands and waterways essential to the quality of life and economic health of Southcentral Alaska

party for development purposes, without a judicial proceeding. The expansion Alternative(s) shown in the Master Plan would require an extinguishment of the CE protecting a portion of the Property, which is prohibited. Development rights to a portion, or the entirety, of the Property may only be attained through a judicial condemnation action.

Due to the inability to use amendments or mitigation to remedy the impacts your proposed Alternative(s) would have on the Property, GLT request that the Project Team modify the Alternative(s) to avoid the Fire Creek Estuary Conservation Easement-protected property entirely.

Background

GLT is a private, nonpartisan, non-profit organization formed in 1995 by Alaskans for Alaskans. Our mission is to work with willing landowners and other partners to conserve and steward lands and waters essential to the quality of life and economic health of Alaskans. GLT permanently conserves special lands and waters that support valuable habitat and ecological services and signature landscapes essential to the quality of life and economic health of communities in our region of Southcentral Alaska, specifically the Municipality of Anchorage and the Mat-Su Borough.

In 2012, GLT partnered with Eklutna Inc. to conserve the Fire Creek Estuary CE-protected property. This Property was identified as a priority for conservation due to its wetland habitat and ecological services and open space values. GLT purchased the CE from Eklutna Inc., using The Port of Anchorage compensatory mitigation funds, permanently preserving and protecting the 523-acre Property. GLT, as holder of the Conservation Easement, has a long-term stewardship responsibility to ensure that the Property's baseline conditions, wetland functions, and conservation values/purposes are protected in perpetuity.

The conservation and ecological success of the Property and its conservation values/purposes are of utmost importance to GLT.

Sincerely,

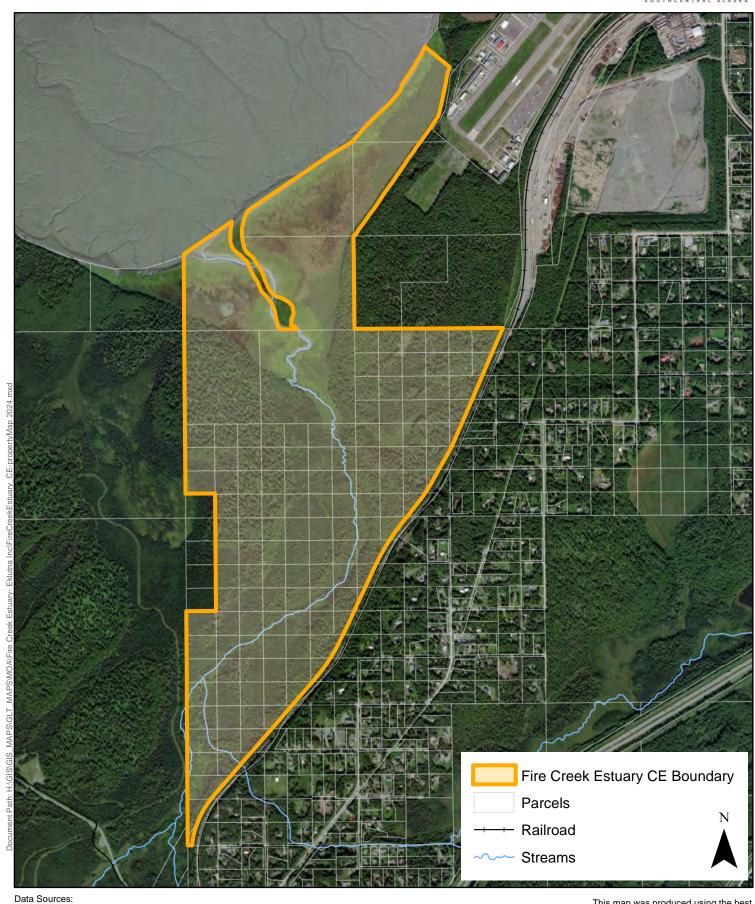
Amanda P. Hults Lands Manager & Stewardship Director Great Land Trust

Enclosure: Fire Creek Estuary Conservation Easement-Protected Property Map

cc: Eklutna Inc.

FIRE CREEK ESTUARY CONSERVATION EASEMENT CHUGIAK, AK





Data Sources:
MOA (streams, railroad, parcels)
Projected Coordinate System:
NAD 1983 State Plane Alaska 4 FIPS 5004 Feet

0 1,500 3,000 Feet

This map was produced using the best available data, but should not be used in place of plat and survey maps

From: <u>ken.m discoverycovealaska.com</u>

To: todd.smoldon; phillana.miles@alaska.gov; Shelly Wade

Cc: Birchwood Council; Chugiak Council; Rob Stapleton; Rep. Dan Saddler; BirchwoodAirport Association

Subject: Birchwood Airport Master Plan - Alternative 1

Date: Thursday, May 30, 2024 11:23:05 AM

Attachments: Birchwood Airport Master Plan Alternative 1 Petition.pdf

Dear participants regarding Birchwood Airport

Attached is as petition with some 100 names and signatures from stakeholders of Birchwood Airport who desire Alternative 1. The gathering of names for Alternative 1 continues; however, for the sake of the stakeholder input deadline of 5/31/24 that you are receiving the current status of the petition.

Alternative 1 is to make the fixes and improvements within the boundaries of existing Birchwood airport. There has been the appearance of misrepresentation of Alternative 1 to suggest "to do nothing." This is contrary to the many comments over the years regarding the airport. The key point of Alternative 1 is to avail the many improvements but within the current boundaries.

In addition, there are things approved in the current Master Plan that were never done (e.g. Tie down area for larger planes). Why was this not completed when FAA grant money was funded for it to be done?

Hopefully the petition of the Stakeholders and clarification of the intent of Alternative 1 will help you understand the WHO of people and their desire for Birchwood Airport.

Ken McCarty

Brief Description of Alternative #1

Alternative #1 is to leave the airport boundaries the same as currently exists with no land acquisition. Amendments to the airport include:

Maintain existing asphalt and gravel run ways,

Large plane tie down area south of the North East Apron he down.

New ties down at the south west corner

4) New hangers availability along the east area

5) Safety fencing at south end, 5) Some improvement to taxi ways

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LINES W. STOVERANDS TO	A Descent	GUN ROUSE SMALLYO, ASSET ISSUES	707-378-3294
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- New hangers availability along the east area
- Safety fencing at south end,
- Some improvement to taxi ways

Trimming of trees on approach areas according to FAA safety guidelines

Print Name	Signature 6-101	Stakeholder Association (Airport user, Resident, Gun Range, etc)	Contact Info.
Erik Shayen	Ed Muga	Gran Ronge	Cirk Steagen Haymalcon
Fred Cornll Herman dec	T.	Gran Ken ga	907-406-5076
James Henry	a Jun	Can Range	033-444-506
J. (Torsk)		(Su Nous	907242 4957
Kelli Tora	nun	Gran Range	907-240-6314
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John Diggs	TOUR TRE) Gun Rouse	967-298-0117
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New hangers availability along the east area

Safety fencing at south end,

Some improvement to taxi ways

Print Name	Print Name Signature	Stakeholder Association (Airport user, Resident, Gun Range, etc)	Contact Info.
Harrison	Harrison	employee	907-982-3222
anusty Johnson	Charle Charmethan	BRSP Employee	407-854-7087
Lori Constan	Con the second	Member & Resident	tuc-025-tol
Piper Jacks	Mundasko	Musicipak	907-764-9355
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RANDY Golding	P. C.	Res wit	-4266-20 601
Nathan Maguez	Mille	Resident	907-519-1820
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Bruce Jugar	JUSS	Member Com	been ine Lab
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Terry Jako	LA L	menter	001-903-0400
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Brandon	Burton	Member	907-353-6769
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LAWRENCE HOSKY	Burne Kully	CLUB MEMBER	907 240-5181
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LAMPILE Bausco	halls -	BRSP MEMBER	(914) 422-2163
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16515 Centerfield Drive, Suite 201 Eagle River, AK 99577 P: 907.696.2828 F: 907.696.2845 www.eklutnainc.com

May 30, 2024

Alaska Department of Transportation and Public Facilities c/o Philana Miles 4111 Aviation Ave Anchorage, AK 99502

RE: Birchwood Airport Draft Master Plan

Dear Ms. Miles,

Thank you for the opportunity to provide public comments on the Birchwood Airport Draft Master Plan (Draft Plan), part of the process to update the 2005 Master Plan. We appreciate all the effort your team has exerted to solicit comments and develop a plan for the future this community asset. We must restate, as an adjoining landowner to the Birchwood Airport (Airport), Eklutna, Inc. (Eklutna) has a significant interest in any expansion of the Airport's footprint and expansion of the facilities and infrastructure. We expect to be consulted throughout the remainder of the plan update process and project development.

The Master Plan update is proposing three action alternatives for the Airport and a no action alternative. Each of the action alternatives would require the use of Eklutna lands. We are supportive of expansion of the Airport to Eklutna lands in a manner reflective of the needs of the Airport's current users and new potential lessees. We are working with the Federal Aviation Administration (FAA), Alaska Department of Transportation (AK DOT&PF), and stakeholders of the Airport to ascertain the market for additional facilities, follow the administrative process for Airport access from Eklutna lands, and access funds to build Airport infrastructure on Eklutna lands as an Airport co-sponsor.

At this time, Eklutna, Inc. has no plans to sell any of the property adjoining the Airport. Although it may have been communicated that Eklutna's position in the past was to sell this land, we would prefer evaluating development of our adjacent parcels through efforts by our development and construction divisions. While some measure of real estate transactions may need to occur during Airport expansion, we strongly feel we should have the opportunity to develop our land.

Below, we have included topic-specific comments for consideration:

Trails

On Page 5 of the Draft Plan, the proposed northern extension of the Coastal Trail is identified. Eklutna supports trail development for recreation; however, trail configuration must be aligned to eliminate negative impacts on Eklutna lands. Eklutna will engage with Chugach Mountain

Bike Riders to determine the preferred alignment through or along Eklutna lands near the Airport.

Eklutna, Inc. Land Ownership

It is worth noting on Page 4 that a significant portion of the 660 acres owned by Eklutna in proximity of the Airport is protected by Eklutna from future development through a conservation easement. Only 134.5 acres of the 660 acres owned by Eklutna southwest of the Airport is developable land. The Fire Creek Conservation Easement provides a perpetual, natural setting to the residents of Anchorage as well as an additional no-cost buffer for users of the Airport.

Avigation Easement

The Draft Plan makes several references to the avigation easement secured by the State of Alaska for the southwest Runway Protection Zone (RPZ). This is an nine-acre easement. Eklutna would like the Draft Plan to reflect the avigation easement has been provided to the State of Alaska by Eklutna without a cost for over 45 years. It is our hope that Eklutna's benevolent gesture to the State of Alaska will be considered as plans to expand the Airport progress.

Hazardous Waste Review

The proposed alternative in Chapter 5 mentions a requirement for Environmental Site Assessment investigations to determine whether hazardous waste of contaminated sites are present. The majority of land targeted for acquisition would be Eklutna lands, thus our lands would be subject to the ESA reviews. The Draft Plan provided very little information on historical use or contamination investigations on airport property. With the continuing contamination issues related to airport operations and lands where military operations were conducted, it may be helpful to further assess potential sources of contamination on Airport property prior to proposing major construction efforts. A more comprehensive assessment of historical practices and operations on Airport property should be helpful in identifying sources of potential contamination on surrounding lands. We suggest conducting a Phase 1 Environmental Site Assessment on Airport property as part of this planning process.

Encroachments

While it is not necessarily germane to the airport expansion planning, it appears there is an encroachment upon Eklutna land at the southernmost point of the Airport's leased property. We would like to point the State's attention to this issue. We would also request an explanation in the Draft Plan relating to setbacks from private property on land leased by the State. There are several buildings appearing over the property line or very near to the property line with Eklutna lands. A formal survey should assist in determining whether the buildings are encroaching or built outside the leased areas.

Capital Improvement Plan

The work performed to estimate the project costs is greatly appreciated. Eklutna agrees a high degree of cooperation between FAA, AK DOT&PF, and Eklutna is essential to reach a mutually-agreeable strategy for Airport expansion. A partnership brings the possibilities of project efficiency and cost reduction. Transportation and material costs are shown as the most expensive costs categories in Appendix B. Eklutna possesses gravel resources on site and nearby, grubbing

and woody waste disposal sites, and a hard rock quarry in the vicinity. Furthermore, Eklutna has decades of experience designing and building similar developments throughout Anchorage and the Matsu Borough. We are encouraged by the direction of the FAA and AK DOT&PF and believe we are an integral piece for this development.

Third-Party Development

Eklutna requests a copy of a publication cited in Section 8.2.2.3 entitled *Public Private Partnership Summary* authored by Agnew:Beck. An online search to locate the document was unsuccessful. This publication is the basis for a determination that public-private partnership would "not make sense" for the Airport. We are curious about the characteristic and profitability assertions made in the publication. Eklutna was not included in arriving at this conclusion, thus we would like to better understand why a proposed partnership mentioned in Chapter 7 is determined to be infeasible in Chapter 8.

Alternative Preference

In assessing the four alternative concepts, Eklutna is in favor of alternative two where new Airport infrastructure on Eklutna property is minimized and the avigation easement footprint is smaller due to the elimination of the instrument flight approach. Alternative four depicts a scenario where large swathes of Eklutna lands will need to be acquired with additional space for avigation easements. This alternative would potentially allow for 13 more acres for Eklutna to develop for commercial purposes; however, it is our opinion we expose too much acreage to non-developable purposes in alternative four. Finally, we do not support the no build alternative, but we remain interested in this approach if it would still allow private development with a boundary crossing in the future.

Again, thank you for including us in this planning process. The Airport and Eklutna have had a favorable relationship as neighbors for decades. We hope to continue that relationship as the Birchwood Airport Master Plan update considers expansion of the Airport to Eklutna lands.

Thank you,

Kyle Smith

Director of Land Assets

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