

DNR Shore Fishery Leasing Program

*Shore Fishery Leases for Commercial Set Net
Salmon Fishing on State-Owned and Managed Tidelands*

State of Alaska
Department of Natural Resources
Division of Mining, Land & Water
Shore Fishery Leasing Program



TOPICS



- What is a Shore Fishery Lease
- Constitutional Mandate
- Authority
- History
- Status of the Program
- Benefits of a Shore Fishery Lease
- Qualifications to Obtain a Lease
- Application Process
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- Question and Answers



WHAT IS A SHORE FISHERY LEASE ?

A Shore Fishery Lease is a limited exclusive interest or first priority right to use a leased site, and to exclude other fishermen only when the lessee is physically present and fishing. Importantly it does not create an exclusive right to the fishery, which would be unconstitutional (Art 8, Sect 15).





CONSTITUTIONAL AND DEPARTMENT MANDATES

Constitutional Statement for Natural Resources ~

Article VIII, Section 1 of the Alaska Constitution states:

“It is the policy of the State to encourage the settlement of its land and the development of its resources by making them available for maximum use consistent with the public interest.”

Mission Statement for the Department ~

“To responsibly develop Alaska’s resources by making them available for maximum use and benefit consistent with the public interest”.

AUTHORITY (SET NET LEASING)



- Shore Fishery Leases are governed by an individual set of Statutes and Regulations as provided per AS 38.05.082 (Statute) and 11 AAC 64 (Regulation).
- Per 38.05.082(b) The Director may lease tide and submerged lands for the purpose of fisheries development that includes the utilization of shore gill nets or set nets for the taking of salmon.



HISTORY

- Created in 1964
- Initiated to resolve user conflicts
- In 1975 ADF&G adopted the Limited Entry Permit (LEP) system
- There are approximately 2,120 Limited Entry Salmon Set Net Permits within leasable areas
 - Approximately 4,343 Limited Entry Set Net Permits statewide
- A valid LEP is required to commercial set net fish for salmon
- Participation in the DNR Shore Fishery Leasing Program is not mandatory
- There are advantages to having a DNR lease



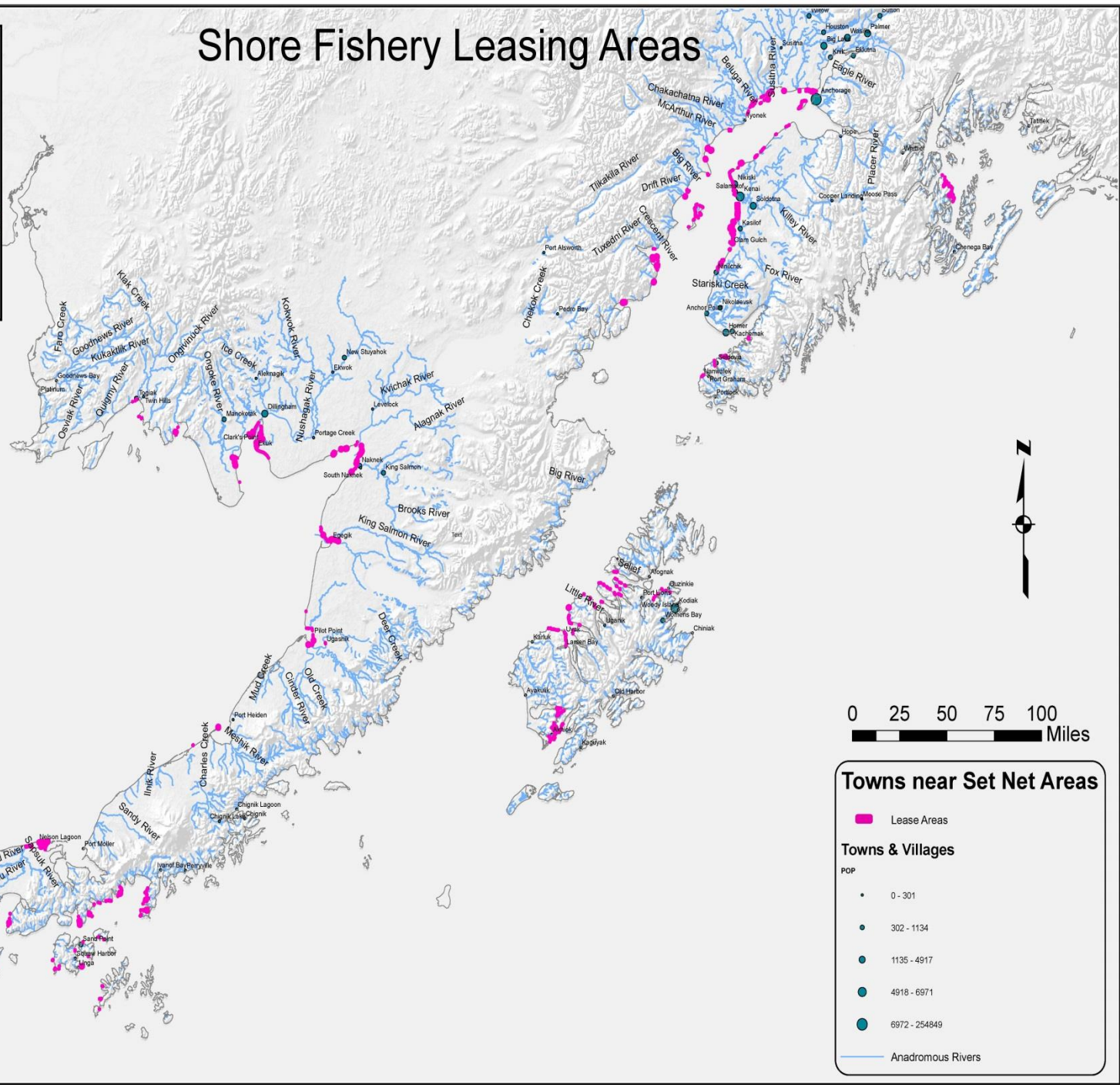
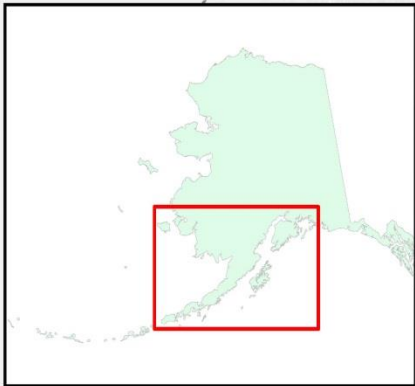
STATUS OF THE PROGRAM



- 3 Staff comprise the Shore Fishery Leasing Program
 - One Manager and two adjudicators
- Of the **2,120** LEP's in leasable areas, DNR administers approximately **1,064** active leases
- Shore fishery leases are located in Bristol Bay, Cook Inlet, Prince William Sound, Kodiak, and the Alaska Peninsula
- Per regulation the maximum number of sites allowed per lease is that number established under ADF&G regulations for each permit (except in Cook Inlet)



Shore Fishery Leasing Areas



Towns near Set Net Areas

Lease Areas

Towns & Villages

POP

- 0 - 301
- 302 - 1134
- 1135 - 4917
- 4918 - 6971
- 6972 - 254849

Anadromous Rivers



BENEFITS OF A SHORE FISHERY LEASE

- A lease gives an individual a first right of priority to personally fish the lease site
- Provides an individual commercial fisherman a level of protection/right for a fishing area
- A lease provides a valid and existing right
- Provides land managers with current contact information for public notice purposes



QUALIFICATIONS TO OBTAIN A LEASE

- An individual can obtain a DNR set net lease by a new application, assignment or amendment.

YOU MUST:

- Hold a valid Permanent LEP for commercial set net fishing in the area you wish to lease
- U.S. Citizen
- 18 years or older or have a Trustee
- Stake the site(s)
- Submit a complete application
- Diagram drafted by licensed surveyor
- Pay all applicable fees



APPLICATION PROCESS

- Stake the site(s) between May 2 and October 15
- File an application within 30 days of staking the site and between June 1 and October 15
- Applications are sent out for Agency and Public Notice
- Have a Shore Fishery Diagram prepared by a licensed surveyor
- Lease Issuance of up to 10 years



HOW MUCH DOES IT COST ?

☾	Application Fee	\$240
☾	Diagram	\$1000 +/-
☾	(cost varies by surveyor)	
☾	Diagram Review Fee	\$360
☾	Lease Annual Rent	\$300 per year

☾	Assignment Fee	\$200
☾	Amendment Fee	\$160
☾	Extension Fee	\$200



LEASE COMPLIANCE



- Maintain a valid and permanent Limited Entry Permit
- Personally fish the site at least 2 openings every year or 4 openings every other year
- Pay your \$300 Annual Rent

NOTE:

- The Buying and Selling of DNR Leases is not part of the Program, and not recognized by the DNR.
- It is not the practice of DNR to permit subleasing of sites.





WEBSITE

PLEASE VISIT OUR SHORE FISHERY LEASING WEBSITE
FOR INFORMATION @

<http://dnr.alaska.gov/mlw/shore/>



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QUESTIONS AND ANSWERS



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