

# APPENDIX III

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**PROCEDURES FOR PLAN MODIFICATION**

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### PROCEDURES FOR PLAN REVIEW AND MODIFICATION

The land use designations, policies, implementation actions, and management guidelines of this plan may be changed if conditions warrant. The plan will be updated periodically as new data and new technologies become available and as changing social or economic conditions place different demands on state lands.

Changes to the plan will be made according to procedures outlined in Title 11 of the Alaska Administrative Code (11 AAC 55) and the Policy and Procedures Manual of the Division of Land and Water Management. The relevant section of 11 AAC 55 is given below. For further information, see the Policy and Procedures Manual.

#### 11 AAC 55.030(f)

1. A revision to a land use plan is subject to the planning process requirements of AS 38.04.065. For the purposes of this section and AS 38.04.065, a "revision" is an amendment or special exception to a land use plan as follows:
  - a. An "amendment" permanently changes the land use plan by adding to or modifying the basic management intent for one or more of the plan's subunits or by changing its allowed or prohibited uses, policies, or guidelines. For example, an amendment might close to new mineral entry an area that the plan designated to be open, allow a land use in an area where the plan prohibited it, or allow land to be opened to homestead entry in an area that the plan designated for retention in public ownership.
  - b. A "special exception" does not permanently change the provisions of a land use plan and cannot be used as the basis for a reclassification of the subunit. Instead, it allows a one-time, limited-purpose variance of the plan's provisions, without changing the plan's general management intent or guidelines. For example, a special exception might be used to grant an eligible applicant a preference right under AS 38.05.035 to purchase land in a subunit designated for retention in public ownership. A special exception might be made if complying with the plan would be excessively burdensome or impractical, if compliance would be inequitable to a third party, and if the purposes and spirit of the plan can be achieved despite the exception.
2. A minor change to a land use plan is not considered a revision under AS 38.04.065. A "minor change" is a change that does not modify or add to the plan's basic intent, and that serves only to clarify the plan, make it consistent, facilitate its implementation, or make technical corrections.