

## National Park Service, Interior

## § 13.17

(2) Conveyed by an interim conveyance to a Native corporation.

[46 FR 31854, June 17, 1981, as amended at 61 FR 35137, July 5, 1996; 61 FR 54339, Oct. 18, 1996; 65 FR 37878, June 19, 2000]

### § 13.3 [Reserved]

### § 13.4 Information collection.

The information collection requirements contained in §§ 13.17, 13.31, 13.44, 13.45, 13.49, 13.51, and 13.65 are necessary for park Superintendents to issue concession contracts and special use permits, and have been approved by the Office of Management and Budget under 44 U.S.C. 3507. Information collections associated with the award of concession contracts are covered under OMB control number 1024-0125; the information collections associated with the issuance of special use permits are covered under OMB control number 1024-0026.

[69 FR 70069, Dec. 2, 2004]

### § 13.10 Obstruction of airstrips.

(a) A person may not place an object on the surface of an airstrip that, because of its nature or location, might cause injury or damage to an aircraft or person riding in the aircraft.

(b) A person may not dig a hole or make any kind of excavation, or drive a sled, tractor, truck, or any kind of vehicle upon an airstrip that might make ruts, or tracks, or add to an accumulation of tracks so as to endanger aircraft using the airstrip or persons riding in the aircraft.

[69 FR 70069, Dec. 2, 2004]

### §§ 13.11-13.16 [Reserved]

### § 13.17 Cabins and other structures.

(a) *Purpose and policy.* The policy of the National Park Service is to manage the use, occupancy and disposition of cabins and other structures in park areas in accordance with the language and intent of ANILCA, the National Park Service Organic Act (16 U.S.C. 1 *et seq.*) and other applicable law. Except as Congress has directly and specifically provided to the contrary, the use, occupancy and disposition of cabins and other structures in park areas shall be managed in a manner that is

compatible with the values and purposes for which the National Park System and these park areas have been established. In accordance with this policy, this section governs the following authorized uses of cabins and other structures in park areas:

(1) Use and/or occupancy pursuant to a valid existing lease or permit;

(2) Use and occupancy of a cabin not under valid existing lease or permit;

(3) Use for authorized commercial fishing activities;

(4) Use of cabins for subsistence purposes;

(5) General public use cabins;

(6) Cabins in wilderness areas;

(7) Use of temporary facilities related to the taking of fish and wildlife; and

(8) New cabins and other structures otherwise authorized by law.

(b) *Applicability.* Unless otherwise specified, this section applies to all park areas in Alaska except Klondike Gold Rush National Historical Park and Sitka National Historical Park.

(c) *Definitions.* The following definitions apply to this section:

“Cabin” means a small, usually one-story dwelling of simple construction, completely enclosed, with a roof and walls which may have windows and door(s).

“Claimant” means a person who has occupied and used a cabin or other structure as a primary, permanent residence for a substantial portion of the time, and who, when absent, has the intention of returning to it as his/her primary, permanent residence. Factors demonstrating a person’s primary, permanent residence include, but are not limited to documentary evidence, e.g. the permanent address indicated on licenses issued by the State of Alaska and tax returns and the location where the person is registered to vote.

“Immediate family member” means a claimant’s spouse, or a grandparent, parent, brother, sister, child or adopted child of a claimant or of the claimant’s spouse.

“Possessory interest” means the partial or total ownership of a cabin or structure.

“Right of occupancy” means a valid claim to use or reside in a cabin or other structure.