



# RULE-MAKING ORDER EMERGENCY RULE ONLY

## CR-103E (December 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: August 08, 2018

TIME: 3:51 PM

WSR 18-17-052

**Agency:** Department of Fish and Wildlife (Order 18-194)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- Yes
  - No
- If Yes, explain:

**Purpose:** Amend recreational salmon fishing rules for Marine Areas 1 and 4.

**Citation of rules affected by this order:**

New:  
 Repealed: WAC 220-313-07000G  
 Amended: WAC 220-313-070  
 Suspended:

**Statutory authority for adoption:** RCW 77.04.012, 77.04.020, 77.12.045 and 77.12.047

**Other authority:**

**EMERGENCY RULE**

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

**Reasons for this finding:** This emergency rule is needed because catch areas 1 and 4 are expected to reach their coho quotas by the end of the day August 12, sufficient quota remains for both chinook and coho in catch areas 2 and 3 to remain open. These rules are adopted at the recommendation of the Pacific Fisheries Management Council. There is insufficient time to adopt permanent rules.

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

**The number of sections adopted at the request of a nongovernmental entity:**

New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_

**The number of sections adopted on the agency's own initiative:**

New 1 Amended \_\_\_\_ Repealed 1

**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_

**The number of sections adopted using:**

Negotiated rule making:	New	____	Amended	____	Repealed	____
Pilot rule making:	New	____	Amended	____	Repealed	____
Other alternative rule making:	New	____	Amended	____	Repealed	____

<b>Date Adopted:</b> August 8, 2018
<b>Name:</b> Kelly Susewind
<b>Title:</b> Director

**Signature:**



## NEW SECTION

### **WAC 220-313-07000H Coastal salmon—Saltwater seasons and daily limits.**

Notwithstanding the provisions of WAC 220-313-070, effective immediately until further notice, it is unlawful to violate the provisions below. Unless otherwise amended, all permanent rules remain in effect:

#### **(1) Catch Record Card Area 1:**

- (a) Immediately through August 12:
  - (i) Daily limit of 2 salmon; no more than one may be a Chinook.
  - (ii) Release wild coho.
- (b) August 13 until further notice: Closed.
- (c) Closed in the Columbia River Mouth Control Zone 1 during all open periods. See WAC 220-313-020.

#### **(2) Catch Record Card Area 2:**

- (a) Immediately through September 3:
  - (i) Open Sundays through Thursdays, closed Fridays and Saturdays
  - (ii) Daily limit of 2 salmon; no more than one may be a Chinook.
  - (iii) Release wild coho.
  - (iv) Beginning August 13, the Grays Harbor Control Zone is closed. Grays Harbor Control Zone – The area defined by a line drawn from the Westport Lighthouse (46°53.18'N latitude, 124°07.01'W longitude) to Buoy #2 (46°52.42'N latitude, 124°12.42'W longitude) to Buoy #3 (46°55.00'N latitude, 124°14.48'W longitude) to the Grays Harbor north jetty (46°55.36'N latitude, 124°10.51'W longitude).
- (b) September 4 until further notice - Closed.

#### **(3) Willapa Bay (Catch Record Card Area 2-1):**

- (a) Immediately until further notice:
  - (i) Daily limit of 6 salmon; no more than 3 may be adult salmon of which only 1 may be a coho.
  - (ii) Release wild Chinook.
  - (iii) Beginning August 1, the Willapa Bay Control Zone is closed. The Willapa Bay Control Zone area is defined as waters east of a line drawn from Leadbetter Point (46°39.20'N, 124°3.516'W) due west to 46°39.20'N, 124°5.3'W then due north to the westerly most landfall on Cape Shoalwater (46°44.66'N, 124°5.3'W) and west of a line drawn from Leadbetter Point (46°39.20'N, 124°3.516'W) through green marker 11 to landfall.
  - (iv) Anglers may fish with two poles August 1, 2018 through January 31, 2019, provided they possess a valid two-pole endorsement.
  - (v) Waters north of a line from Toke Point channel marker 3 easterly through Willapa Harbor channel marker 13 (green) then, northeasterly to the power transmission pole located at 46°43.19'N, 123°50.83'W are closed August 1 through September 30.

#### **(4) Grays Harbor (Catch Record Card Area 2-2 east of the Buoy 13 line):**

- (a) Immediately until further notice:

- (i) Daily limit of 2 salmon.
  - (ii) Release wild coho.
  - (iii) Waters south of a line running from the south end of the eastern jetty at Ocean Shores Marina to the fishing boundary marker on Sand Island (46°57.52'N, 124°03.36'W) to the Tripod Station on Brackenridge Bluff (46°59.12'N, 124°00.72'W) are closed.
  - (b) The Westport Boat Basin and Ocean Shores Boat Basin are open August 16 until further notice.
    - (i) Daily limit of 6 salmon; no more than 4 may be adult salmon.
    - (ii) Release Chinook.
    - (iii) Night closure and anti-snagging rule in effect.
- (5) **Grays Harbor (Catch Record Card Area 2-2 west of the Buoy 13 line):**
- (a) Immediately through August 12: Open concurrent with Area 2 when Area 2 is open for salmon angling. Area 2 rules apply.
  - (b) August 13 until further notice: Closed.
- (6) **Catch Record Card Area 3:**
- (a) Immediately through September 3:
    - (i) Daily limit of 2 salmon.
    - (ii) Release wild coho.
  - (b) September 4 until further notice: Closed.
- (7) **Catch Record Card Area 4:**
- (a) Immediately through August 12:
    - (iii) Daily limit of 2 salmon.
    - (iv) Release wild coho.
    - (v) Waters east of a true north-south line through Sail Rock are closed.
    - (vi) No chinook retention in waters east of the Bonilla-Tatoosh line beginning August 1.
    - (vii) Release chum salmon beginning August 1.
  - (b) August 13 until further notice: Closed.

## REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-313-07000G Coastal salmon—Saltwater seasons and daily limits. (18-159)