



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 30, 2018

TIME: 4:13 PM

WSR 18-18-062

Agency: Department of Fish and Wildlife (Order18-224)

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 rules for Marine Area 1.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-313-07000I
 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: Sufficient quota remains for both chinook and coho on the overall quota to open salmon fishing in Area 1 for two additional days. 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| Federal statute: | New | _____ | Amended | _____ | Repealed | _____ |
| Federal rules or standards: | New | _____ | Amended | _____ | Repealed | _____ |
| Recently enacted state statutes: | New | _____ | Amended | _____ | Repealed | _____ |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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 1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 | ____ |

| |
|---|
| Date Adopted: August 30, 2018 |
| Name: Kyle Adicks for Kelly Susewind |
| Title: Director |

Signature:



NEW SECTION

WAC 220-313-0700J 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 September 1: Closed.
- (b) September 2 through September 3:
 - (i) Daily limit of 2 salmon.
 - (ii) Release wild coho.
- (c) Closed in the Columbia River Mouth Control Zone 1 during all open periods. See WAC 220-56-195.
- (d) September 4 until further notice: Closed.

(2) Catch Record Card Area 2:

- (a) Immediately through September 3:
 - (i) Daily limit of 2 salmon.
 - (ii) Release wild coho.
 - (iii) 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:
 - (i) August 16 until further notice:
 - (ii) Daily limit of 6 salmon; no more than 4 may be adult salmon.
 - (iii) Release Chinook.
 - (iv) Night closure and anti-snagging rule in effect.

(5) **Grays Harbor (Catch Record Card Area 2-2 west of the Buoy 13 line):** Immediately 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:** Immediately until further notice: Closed.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-313-07000I Coastal salmon—Saltwater seasons and daily limits. (18-210)