



# 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: May 02, 2025

TIME: 2:07 PM

WSR 25-10-061

**Agency:** Department of Fish and Wildlife (Order 25-68)

**Effective date of rule:**

**Emergency Rules**

- ☐ Immediately upon filing.  
☒ Later (specify) May 3, 2025

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

- ☐ Yes ☒ No If Yes, explain:

**Purpose:** The purpose of this rule is to close recreational clam, mussel, and oyster harvest on the beaches of Wolfe Property State Park and Shine Tidelands State Park.

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

New:  
Repealed:  
Amended: WAC 220-330-110; WAC 220-330-140  
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 rule is needed to ensure an orderly fishery, manage the fishery within court-ordered sharing requirements, and meet conservation goals. This rule is needed to close recreational clam, mussel, and oyster harvesting opportunities at Wolfe Property State Park and Shine Tidelands State Park beaches to avoid exceeding seasonal harvest targets. Observations and analysis demonstrating a significantly higher than anticipated effort at these Puget Sound beaches necessitate this rule to comply with agreed-to co-management plans and meet conservation goals. 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Federal statute:	New	_____	Amended	_____	Repealed	_____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	_____

<b>The number of sections adopted at the request of a nongovernmental entity:</b>			
	New	_____	Amended _____ Repealed _____
<b>The number of sections adopted on the agency's own initiative:</b>			
	New	2	Amended _____ Repealed _____
<b>The number of sections adopted in order to clarify, streamline, or reform agency procedures:</b>			
	New	_____	Amended _____ Repealed _____
<b>The number of sections adopted using:</b>			
Negotiated rule making:	New	_____	Amended _____ Repealed _____
Pilot rule making:	New	_____	Amended _____ Repealed _____
Other alternative rule making:	New	_____	Amended _____ Repealed _____
<b>Date Adopted:</b> May 2, 2025		<b>Signature:</b> 	
<b>Name:</b> Amy Windrope for Kelly Susewind			
<b>Title:</b> Director			

## NEW SECTION

### **WAC 220-330-11000S Clams other than razor clams, mussels – Areas and seasons.**

Notwithstanding the provisions of WAC 220-330-110, effective May 3 through May 15, 2025, the following provisions of WAC 220-330-110 shall be as described in this section. All other provisions not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

- (1) Wolfe Property State Park: Closed
- (2) Shine Tidelands State Park: Closed

## NEW SECTION

### **WAC 220-330-14000P Oysters – Areas and seasons.**

Notwithstanding the provisions of WAC 220-330-140, effective May 3 through May 15, 2025, the following provisions of WAC 220-330-140 shall be as described in this section. All other provisions not addressed in this section, or unless otherwise amended by emergency rule, remain in effect:

- (1) Wolfe Property State Park: Closed
- (2) Shine Tidelands State Park: Closed