

FILING ORGANIZATION: LOWER ELWHA KLALLAM TRIBE

REGULATION NUMBER: S23-057

DATE ADOPTED: AUGUST 09, 2023

REGULATION(S)

SUPERSEDED/MODIFIED: #S23-008 SECTION 5, MODIFIED

CATCH AREAS: SHELLFISH CATCH REPORTING AREA 26A:  
APPLE COVE POINT NORTH TRACT #06250

FISHERY TYPE: COMMERCIAL

SPECIES: GEODUCK CLAM (*PANOPE ABRUPTA*)

ON/OFF RESERVATION: OFF

LEGAL GEAR: HIGH PRESSURE WATER JET, 5/8 INCH  
DIAMETER NOZZLE

EFFECTIVE DATES: AUGUST 9<sup>TH</sup> 2023 THRU AUG 12<sup>TH</sup>

DAYS/HOURS: OPEN 8:00AM TO 3:00PM  
TUESDAY THRU FRIDAY.

AUGUST 13<sup>TH</sup> THU AUG 18<sup>TH</sup>

OPEN 7:00AM TO 2:00 PM  
TUESDAY THRU FRIDAY.

AUGUST 19<sup>TH</sup> THRU MARCH 31<sup>ST</sup> 2023

OPEN: 8:00 AM TO 3:00 PM  
TUESDAY THRU FRIDAY.

EXPECTED EFFORT: UP TO 18 VESSELS

HARVEST MONITORING: HARVEST ACTIVITY WILL BE MONITORED  
BY ELWHA FISHERIES PERSONNEL AND/OR  
LEKT FISHERIES ENFORCEMENT AS PER  
STATE/TRIBAL AGREEMENT.

OTHER RESTRICTIONS: AS PER ANNUAL REG. #S23-008, ADDITIONALLY:

A. THE LOWER ELWHA REVISED FISHING ORDINANCE IS ADOPTED INTO  
THIS REGULATION BY REFERENCE. ALL REQUIREMENTS AND  
STANDARDS IN THAT REGULATION SHALL BE ENFORCED DURING  
THIS FISHERY.

B. THE BOUNDARIES OF THE GEODUCK TRACT ARE MARKED BY BUOYS  
OR DEFINED BY THE MONITOR.

- C. DURING THE FISHERY, NO VESSEL AT ANCHOR MAY CROSS THE TRACT BOUNDARY WITHOUT THE PERMISSION OF THE MONITOR. ANY VESSEL THAT DOES SO SHALL BE CONSIDERED FISHING IN CLOSED WATERS.
- D. EACH GEODUCK CLAM MUST BE EXCAVATED INDIVIDUALLY FROM THE BOTTOM. THE PRACTICE OF "SIDE MINING" IS PROHIBITED. NO GEODUCK CLAM THAT IS PARTIALLY OR WHOLLY EXCAVATED MAY BE REPLACED IN THE SUBSTRATE. ALL GEODUCKS EITHER PARTIALLY OR WHOLLY EXCAVATED MUST BE RETAINED AND THE WEIGHTS RECORDED. E. ALL GEODUCK HARVESTED DURING THIS OPENING MUST BE OFF LOADED; FOR APPLE COVE POINT NORTH THE OFFLOAD SITE IS KINGSTON MARINA IN KINGSTON.
- F. THE MINIMUM GEODUCK PRICE WILL BE AS PER TRIBAL RESOLUTION #08-99.
- G. A MINIMUM DISTANCE OF 600 FEET MUST BE KEPT BETWEEN HARVESTING VESSELS. MINIMUM DISTANCE CAN BE REDUCED BY THE MONITOR TO 300 FEET, IF WEATHER CONDITONS ALLOW.
- H. EACH VESSEL'S GEODUCK HARVEST MUST BE WEIGHED BEFORE THE VESSEL LEAVES THE HARVEST AREA. IF WEIGHOUT ON THE TRACT IS NOT PRACTICAL, THE ALTERNATE WEIGHOUT SITE WILL BE KINGSTON MARINA.
- I. ALL COMMERCIAL AND TAKE HOME HARVEST MUST BE REPORTED ON THE OFFICIAL TRIBAL WEIGHOUT FORM, AT THE DESIGNATED WEIGHOUT SITE.
- J. THE MAXIMUM AMOUNT OF TAKE HOME HARVEST PER FISHER PER DAY IS 25 POUNDS.
- K. THE FISHERY WILL BE MANAGED ACCORDING TO THE MINIMUM HARVEST COMPLIANCE STANDARDS ADOPTED BY THE LOWER ELWHA TRIBE. IN ADDITION, OSHA COMMERCIAL DIVING REGULATIONS (STANDARDS CFR 29, PART 1910, SUBPART T, PART 1917.1 PART 1925.605) WILL APPLY TO ALL LOWER ELWHA HARVEST VESSELS.
- L. IF NITROX BREATHING GAS MIXTURE IS USED, DIVE PROFILES MUST ADHERE TO THE STANDARD AIR/NO DECOMPRESSION LIMITS.
- M. EACH VESSEL OWNER AUTHORIZED TO FISH BY THE LOWER ELWHA TRIBAL FISHERIES OFFICE IS ASSIGNED AN INDIVIDUAL QUOTA THAT MAY NOT BE EXCEEDED. INDIVIDUAL QUOTA AMOUNTS ARE ON FILE IN THE LOWER ELWHA FISHERIES OFFICE.
- N. THE TARGET HARVEST DURING THE TERM OF THIS REGULATION IS: 17,530 POUNDS AVAILABLE FOR THE 2023-2024 SEASON IN THE CENTRAL SOUND REGION. ADDITIONAL HARVEST ADJUSTMENTS MAY ALSO BE IMPLEMENTED TO ACCOUNT FOR UNREPORTED GEODUCK MORTALITIES THAT MAY BE ESTIMATED FOR THIS SEASON.
- O. CONTACT NUMBERS FOR THE ELWHA MONITORS ARE TERRY STEVENS- 360-565-6250 OR JEREMY GREENE - 360-460-3594.

JUSTIFICATIONS: HARVEST AVAILABLE GEODUCK RESOURCE.

\* CHANGING OF OPENING TIME\*

(LOWER ELWHA FISHERIES  
760 STRATTON RD  
PORT ANGELES, WA 98363)