

LOWER ELWHA KLALLAM TRIBE SECTION 4.6 CRAB REGULATION FOR REGION 2W

The following regulation is promulgated by the Lower Elwha Klallam Tribe and shall govern the conduct of off-reservation commercial Dungeness crab fisheries in Region 2W. The term of this regulation is from June 1, 2023 through May 31, 2024, unless superseded, and is intended to regulate the Dungeness crab harvest by the Lower Elwha Klallam Tribe in Region 2W under provisions of Paragraph 4.6 of United States v. Washington, 898 F. supp. 1453 (W.D. Wash. 1995), as amended by the Stipulation and Order Amending Shellfish Implementation Plan, dated April 8, 2002, (hereafter "Implementation Order"). In the event the Region 2W Crab Harvest Management Plan is completed before the end of this regulation term, this regulation will be superseded by a new regulation conforming to the provisions of the Region 2W Crab Harvest Management Plan.

FILING ORGANIZATION: LOWER ELWHA KLALLAM TRIBE

REGULATION NUMBER: S23-063
DATE ADOPTED: AUGUST 18, 2023

REGULATION(S): S23-028 SECTION 5 & 7
MODIFIED: S23-062

CATCH AREAS: SHELLFISH MANAGEMENT REGION 2 WEST, DESCRIBED AS SHELLFISH CATCH REPORTING AREAS 25B, 25D AND ALL KLALLAM U & A AREAS IN THAT PORTION OF 26AW SOUTH AND WEST OF THE SOUTHERN TIP OF POSSESSION POINT ON WHIDBEY ISLAND.

FISHERY TYPE: COMMERCIAL

SPECIES: DUNGENESS CRAB

ON/OFF RESERVATION: OFF

EFFECTIVE DATES: AUGUST 15TH THRU AUGUST 26TH, 2023

DAYS/HOURS: 1) FOR AREAS 25D, 25B AND 26AW: OPEN FROM 8:00 AM TUE AUG 15TH TO 6:00 PM SAT AUG 26TH, 2023
2) FOR ALL OPEN AREAS, POTS MAY ONLY BE CHECKED FROM 30 MINUTES BEFORE SUNRISE TO 30 MINUTES AFTER SUNSET EACH DAY.

LEGAL GEAR: AS PER REG. #S23-028, SECTION 7 AND 8 IN ADDITION:
1. POT LIMITS FOR EACH OF THE AREAS WILL BE AS FOLLOWS:
A. FOR ALL AREAS COMBINED 50 POTS PER FISHER AND PER VESSEL.
B. AREA 25D: 20 POTS PER FISHER AND PER VESSEL.
2. BUOY COLORS MAY BE ANY COLOR EXCEPT RED AND WHITE. NO RED AND WHITE COMBINATION OF ANY TYPE ARE PERMITTED. IF ANY PORTION OF THE BUOY IS RED NO REMAINING PORTION MAY BE WHITE. IF ANY PORTION OF THE BUOY IS WHITE, NO REMAINING PORTION MAY BE RED.

OTHER RESTRICTIONS: AS PER REG. #S23-028, ADDITIONALLY:

1. THE MINIMUM SIZE LIMIT FOR LEGAL CRAB IS 6.25 INCHES, CALIPER MEASUREMENT ACROSS THE BACK OF THE CRAB, IMMEDIATELY IN FRONT OF THE TIPS.
2. ONLY MALE CRABS MAY BE TAKEN. IT IS UNLWFUL FOR FISHERS TO RETAIN AND POSSESS ANY FEMALE DUNGENESS CRAB, UNDERSIZED, OR SOFT-SHELLED CRABS. ALL FEMALE DUNGENESS CRAB, UNDERSIZED, OR SOFT-SHELLED CRABS MUST BE RETURNED TO THE WATER UNHARMED.
3. IT IS UNLAWFUL TO REMOVE FROM THE WATER OR TAMPER WITH ANOTHER FISHER'S CRAB GEAR. ANY CRAB GEAR FOUND WITHOUT LEGIBLE IDENTIFICATION MARKINGS MUST BE TURNED INTO THE TRIBAL FISHERIES OFFICE.
4. FOR FISHERS PARTICIPATING IN THIS COMMERCIAL FISHERY SUBSISTENCE FISHING WILL CLOSE IN REGION 2 WEST AND IN AREAS 25A AND 25C 30 MINUTES AFTER SUNSET ON SUN 13TH AND REOPEN MOND 30 MINUTES PRIOR TO SUNRISE ON AUGUST 21st 2023.
5. FISHERS WILL NEED TO SEND IN A DAILEY COUNT PLEASE TAKE PICTURE AND SEND TO MY WORK CELL 360-912-2959.

REGISTRATION: ALL TRIBAL FISHERS PLANNING TO PARTICIPATE IN THE REGION 2 WEST CRAB FISHERY MUST REGISTER AT THE TRIBAL OFFICE PRIOR TO FISHING. AT THE TIME OF REGISTRATION, FISHERS SHALL REPORT THE NUMBER OF POTS TO BE USED.

CATCH REPORTING: ALL COMMERCIAL CATCHES SHALL BE REPORTED ON TREATY INDIAN FISH RECEIVING TICKETS. THE WEIGHT OF ALL CRAB RECEIVED AND NOT PURCHASED FOR ANY REASON SHALL BE RECORDED AS TAKE HOME OR SPECIES CODE CODE 20-561 ON TREATY INDIAN FISH RECEIVING TICKETS. ALL SUBSISTANCE CRAB HARVEST SHALL BE REPORTED ON SHELLFISH SUBSISTANCE CARDS. CARDS ARE AVAILABLE THE TRIBAL FISHERIES OFFICE.

JUSTIFICATIONS: HARVEST OF THE TREATY SHARE OF CRAB IN REGION 2 WEST. *MODIFIED CLOSING DATE*

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