



Skokomish Indian Tribe

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2010 SKOKOMISH TRIBE
ANNUAL INTERTIDAL CLAM AND OYSTER REGULATION
S#10-002

The following regulations are promulgated by the Skokomish Indian Tribe and shall govern the conduct of commercial and subsistence fisheries for clams, oysters and mussels in the Skokomish Tribe's usual and accustomed marine fishing areas by members of the Skokomish Indian Tribe from February 1, 2010 through January 31, 2011. Ceremonial clam and oyster fisheries shall be conducted under the provisions of the Skokomish On-Reservation and Treaty Fishing Ordinance. All areas not specifically opened by these regulations shall remain closed to the harvest of clams, oysters and mussels. Only gear and methods specifically authorized by these regulations may be legally used.

1. SPECIES

- A. Clams: native littleneck (*Protothaca staminea*), manila (*Venerupis philippinarum*), butter (*Saxidomus giganteus*), horse (*Tresus spp.*), cockle (*Clinocardium nuttallii*), intertidal geoduck (*Panopea abrupta*), softshell (*Mya arenaria*), macoma (*Macoma spp.*), varnish (*Nuttallia obscurata*) and piddocks.
- B. Pacific oyster (*Crassostrea gigas*) and native Olympia oyster (*Ostrea lurida*)
- C. Mussels (*Mytilus spp.*)

2. AREAS

Shellfish Catch recording areas 27A, 27B, 27C, and 25C including both public and private tidelands.

3. MANAGEMENT PERIOD

February 1, 2010 through January 31, 2011

4. LEGAL GEAR

Clams: Hand held fork, rake, shovel
Oysters: Hand held prying tool

5. FISHERIES OPENINGS

- A. Commercial Openings

Commercial clam and oyster harvest shall be managed for specific beach openings by emergency regulations. Tribal shellfish harvesters are responsible for knowing the current applicable regulations. Information on specific openings and closures shall be available at the Skokomish Natural Resources office.

B. Subsistence Openings

Subsistence clam, oyster, and mussel fisheries shall be closed on all private tidelands unless opened by emergency regulation. Subsistence clam, oyster and mussel fisheries shall be open on all public tidelands beginning February 1, 2010 through January 31, 2011, except for the following beaches that shall remain closed to subsistence harvest for the following species:

1. Dosewallips State Park (Restricted) (270202) closed for clams, oysters and mussels
2. South Lilliwaup (270312) closed for clams and mussels
3. Twanoh State Park (270460) closed for clams
4. East Dabob (270802) closed for clams
5. Scenic Beach SP (270410) closed for oysters

6. OTHER RESTRICTIONS

A. Emergency Health Closures

All beaches are subject to emergency closure for clam, oyster, and mussel harvest because of Paralytic Shellfish Poisoning (PSP) risk, *Vibrio parahaemolyticus* (Vibrio) and high levels of fecal coliform. Before harvesting any clams, oysters or mussels from any beach, fishers shall determine whether any new closures are in effect due to high levels of PSP, Vibrio or from high levels of fecal coliform by contacting the Natural Resources Office.

B. Bag Limits

Subsistence fishery daily bag limits per fisher:

- 1) Littleneck, manila, butter, and softshell: 40 pounds combined with no more than 25 pounds of manila and littleneck clams combined, except no more than 10 pounds of manila and littleneck clams combined on Dosewallips State Park (270201), Duckabush Tidelands (270287), Shine Tidelands (250512), and Wolf Property (250510)
 - 2) Horse clams: 10 clams
 - 3) Intertidal geoduck: 6 clams
 - 4) Cockles: 20 pounds
 - 5) Mussels: 20 pounds
 - 6) Oysters: 100 oysters
- Subsistence beaches are subject to closure due to the quota based management system of intertidal shellfish. A current list of closed beaches will be maintained and posted at the Natural Resources building.

- Olympia oysters must be listed separately from Pacific oysters on subsistence cards.

Clam Harvest Restrictions

- 1) No clams smaller than 1-1/2 (38mm) inches shall be harvested in commercial or subsistence fisheries except for the Quilcene Bay Tidelands (BIDNs 270501-270511 and BIDNs 270910-270950) where the size limit for manila clams is 1 ¼ inches (32mm).
- 2) Backfilling-all holes made during clam digging must be backfilled prior to digging at another location.

Oyster Harvest Restrictions

- 1) Only single oysters equal to or greater than 2-1/2 (63mm) inches in length may be harvested in commercial oyster fisheries. This size restriction shall not apply to commercial cluster oyster fisheries.

Labeling

A label must be affixed to each bag of commercially harvested clams or oysters prior to leaving the beach. Labels are available at the Skokomish Natural Resources office. In the event that multiple beaches are opened congruently product cannot be comingled and must be labeled individually. The labels will be issued only to currently licensed Skokomish Tribal fishers. Each label shall include the following information:

Skokomish Tribe

Tag sequence number

Skokomish Tribe Certification Number WA-0577-HA* or the shellstock shipper number

Harvester name and Tribal identification number

Harvest date or retrieval date

Department of Health shellfish growing area

BIDN or private tideland name

Shellfish type

Quantity

Must state "Product of USA: all shellfish from certified harvest sites located within US boundaries and grown in US waters."

*This certification number is valid only for the harvest and transport of clams and oysters by Skokomish Tribal members participating in commercial fisheries governed by emergency regulations.

*Product retrieved from a long-line must be re-labeled with a tag that lists the retrieval date as the harvest date. The original tag from the date of harvest must not be removed from the bag.

In the event the shellfish will be immediately sold and possession transferred to a licensed shellstock shipper at the harvest site the harvester may use the purchasing shellstock shipper's labels provided that:

1. Shellfish labels meet the requirements found in the National Shellfish Sanitation Model Ordinance, Section .05, Shellstock Identification
2. Shellfish labels contain the Skokomish Tribe's certification number (WA-0577-HA) as the original harvester
3. Shellfish labels contain the original harvester's identification number

7. COMMERCIAL CATCH REPORTING

All commercial catches must be reported on Treaty Indian Fish Receiving Tickets as specified in The Skokomish Tribe On-Reservation and Treaty Fishing Ordinance. The beach location and beach name must be recorded on the Treaty Indian Fish Receiving Ticket at the time of sale. Product harvested during congruent beach openers must be itemized separately on fish tickets. Commercial catch must also be reported to the harvest monitor or the Natural Resources office within twenty-four (24) hours of harvest. Failure to report harvest will result in a \$25 fine issued by the Department of Natural Resources.

8. SUBSISTENCE CATCH REPORTING

All subsistence catches must be recorded on shellfish subsistence cards prior to transport of shellfish from the beach. Tribal subsistence harvest reporting cards shall be issued by the Skokomish Natural Resources Office and must be returned to the office before another card will be issued.

9. EMERGENCY REGULATIONS

The above regulations may be amended at any time by emergency regulations. Prior to harvest, each fisher shall check with the Skokomish Natural Resources office for emergency regulation changes.

10. AUTHORITY

These regulations are promulgated by the Skokomish Fish Committee and adopted by the Skokomish Tribal Council under authority of the Skokomish On-Reservation and Treaty Fishing Ordinance, Section 7.02.025.



Jonathon Wolf, Deputy Director
Skokomish DNR