



Point No Point Treaty Council

Port Gamble S'Klallam • Jamestown S'Klallam

2014

Point No Point Treaty Council In-Common Experimental Octopus Regulation #S14-009

February 10, 2014

The following regulation is promulgated by the Point No Point Treaty Council and shall govern the conduct of off-reservation experimental fisheries for octopus by the Port Gamble S'Klallam and Jamestown S'Klallam Tribes (PNPTC member Tribes). The term of this regulation is from March 1, 2014 through February 28, 2015, and is intended to regulate the experimental octopus harvest by these member Tribes. In the event an annual octopus management plan for Puget Sound is completed before the end of this period, this regulation will be superceded by that plan. Ceremonial and on-reservation octopus fisheries shall be conducted under the provisions of the individual Tribal Fisheries Ordinances and Regulations. All areas not specifically opened by these regulations shall remain closed to the harvest of octopus. Only gear and methods specifically authorized by these regulations may be legally used.

1. SPECIES

Octopus (*Octopus dofleini*).

2. FISHING AREAS

- a. For the Jamestown S'Klallam and Port Gamble S'Klallam Tribes: Catch Reporting Areas: 20B, 22A, 23A, 23B, 23C, 23D, 25A, 25B, 25C, 25D, 25E, 26A (all S'Klallam U&A within that portion of area 26A, south and west of Possession Point on Whidbey Island), 27A, 27B (north of an east-west line from Ayock Pt.), 29.

3. OPEN AREAS AND TIMES

All areas are open to commercial and subsistence octopus harvest from 6:00 AM March 1, 2014 through 6:00 PM February 28, 2015, with the following exceptions:

The following specific areas of the San Juan Islands Marine Preserve shall remain closed to fishing at all times:

- a) San Juan Islands

False Bay - all tidelands and bedlands (subtidal areas) of the bay.

Friday Harbor - Univ. of Wash. tidelands and bedlands (to 500 feet off shore) extending from boundary marker 500 feet north of Pt. Caution, south along shore to the boundary marker located 100 feet north of the north entrance of the floating breakwater of the Port of Friday Harbor.

Argyle Lagoon - all University of Washington tidelands and bedlands enclosed by the inner spit.

b) Yellow and Low Islands

All tidelands and bedlands up to 300 yards from shore.

c) Shaw Island

University of Washington tidelands and bedlands (to 500 feet off shore) extending from boundary marker in Hicks Bay west and north along shore to Pt. George.

4. GEAR USE LIMITATIONS

a) Commercial Fisheries:

- 1) It is lawful to take or fish for octopus for commercial purposes using shellfish pots, which shall be limited to 50 pots per licensed fisherman.
- 2) Octopus may be taken for commercial purposes incidentally to any legal crab, shrimp or bottomfish fishery.
- 3) Divers are prohibited from commercially harvesting octopus.
- 4) No chemical irritants are allowed in any fishing for octopus.
- 5) Additional gear types may be allowed by emergency amendment to this regulation.

b) Subsistence Fisheries:

- 1) Octopus may be taken for subsistence purposes at all times by legal shellfish pots, hook and line, or by diving.
- 2) No chemical irritants or instruments that penetrate the octopus are allowed with the exception of hook and line.

c) Shellfish Pots To Remain Covered:

A shellfish pot shall only be fished at locations where the pot is completely covered by water during all stages and conditions of tides.

5. HARVEST LIMITATIONS

The commercial limit during the term of this regulation is 100 octopi per shellfish region per Tribe. The shellfish regions include a) the San Juan Islands (Areas 20B, 22A); the Strait of Juan de Fuca (Areas 23A, 23B, 23C, 23D, 25A, 25E, 29); Admiralty Inlet (Areas 25B, 25D, 26A); and Hood Canal (Areas 25C, 27A, 27B). The subsistence daily limit is two octopi per fisher. These harvest limitations may be modified through an emergency amendment to this regulation.

6. COMMERCIAL CATCH REPORTING


All commercial catches shall be reported on Treaty Indian Fish Receiving tickets as specified in Tribal Fisheries Ordinances. The precise location of capture of all octopi will be recorded, along with the Shellfish Catch Reporting Area. In addition, total number as well as total weight of the catch must be recorded. Fishermen will also be encouraged to list the sex of the catch.

7. EMERGENCY REGULATIONS

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

8. AUTHORITY

The above in-common regulations are promulgated by the Point No Point Treaty Council under the authority delegated by the member tribes.



Randy Hatch, Sr. Treaty Area Shellfish Biologist
Point No Point Treaty Council

I CERTIFY THAT COPIES OF THIS DOCUMENT WERE
MAILED PREPAID ON 2-10-14 TO ALL PERSONS
REQUIRED BY FEDERAL DISTRICT COURT'S
ORDER OF MARCH 1, 1978

SIGNED: Shannon Boldt
TITLE: I/S Manager