

FILING ORGANIZATION: POINT NO POINT TREATY COUNCIL

REGULATION NUMBER: #S21-109

DATE ADOPTED: AUGUST 10, 2021

REGULATION MODIFIED REGULATION #S21-001, SECTION 5.

REGULATION SUPERCEDED: NONE

CATCH AREAS: SHELLFISH AREA 25C:  
HAIG-MACKEY (253101), PORT GAMBLE BAY.

FISHERY TYPE: COMMERCIAL

SPECIES: OYSTERS

ON/OFF RESERVATION: OFF

LEGAL GEAR: HAND HELD PRYING TOOLS

EFFECTIVE DATE(S): AUGUST 18 THROUGH 19, 2021

OPEN DAYS AND HOURS: HAIG-MACKEY (253101), PORT GAMBLE BAY,  
MONITORED, OPEN FOR OYSTERS:

WED (8/18) 6:00 AM THRU 10:00 AM,  
TOTAL HARVESTERS ALLOWED: 30 (ALL TRIBES COMBINED),  
TRIBAL QUOTA: 3,000 DOZEN,

THU (8/19) 7:00 AM THRU 11:00 AM,  
TOTAL HARVESTERS ALLOWED: 30 (ALL TRIBES COMBINED),  
TRIBAL QUOTA: 3,000 DOZEN.

OTHER RESTRICTIONS:

1. AS PER REGULATION #S21-001. THIS REGULATION IS FOR THE PORT GAMBLE S'KLALLAM TRIBE ONLY.
2. HARVEST LIMITED TO SINGLE OYSTERS 2.5 INCHES IN LENGTH OR GREATER.
3. ROLL CALL FOR EACH OPENING WILL OCCUR AT THE PORT GAMBLE NATURAL RESOURCE OFFICE ONE AND ONE HALF (1-1/2) HOURS BEFORE THE SCHEDULED OPENING EACH DAY.
4. USE OF LONG LINES ARE PROHIBITED. NO PRODUCT MAY BE LEFT ON THE BEACH.
5. INSIDE THE VIBRIO "CONTROL MONTHS" OF MAY THROUGH SEPTEMBER IN THE PORT GAMBLE BAY GROWING AREA, THE FOLLOWING TIME TO TEMPERATURE REQUIREMENTS FOR

HARVESTED OYSTERS MUST BE FOLLOWED (INDIVIDUAL TRIBAL REQUIREMENTS, WHEN MORE RESTRICTIVE, WILL SUPERSEDE THE REQUIREMENTS BELOW):

- a. UNLESS NOTED BELOW, OYSTERS MUST REACH AN INTERNAL TEMPERATURE OF 50 DEGREES OR LESS WITHIN 9 HOURS OF HARVEST.
  - b. IF AIR TEMPERATURE IS GREATER THAN 90 DEGREES AT THE TIME OF HARVEST, OYSTERS MUST REACH AN INTERNAL TEMPERATURE OF 50 DEGREES OR LESS WITHIN 7 HOURS OF HARVEST.
  - c. DURING THE MONTHS OF JULY AND AUGUST, IF THE WATER OR OYSTER MEAT TEMPERATURE AT THE TIME OF HARVEST IS BETWEEN 68 AND 70 DEGREES, OYSTERS MUST REACH AN INTERNAL TEMPERATURE OF 50 DEGREES OR LESS WITHIN 5 HOURS OF HARVEST.
  - d. DURING THE MONTHS OF JULY AND AUGUST, IF THE WATER OR OYSTER MEAT TEMPERATURE IS ABOVE 70 DEGREES, HARVEST MUST BE DELAYED AT LEAST 24 HOURS.
6. A LABEL ISSUED BY THE HARVESTERS TRIBAL FISHERIES OFFICE MUST BE AFFIXED TO EACH BAG OR CONTAINER OF COMMERCIALY HARVESTED CLAMS IMMEDIATELY FOLLOWING HARVEST. THE LABEL MUST BE CLEARLY VISIBLE WITHOUT OPENING THE BAG OR CONTAINER. EACH LABEL SHALL INCLUDE THE FOLLOWING INFORMATION:
- i) TRIBE
  - ii) TRIBE CERTIFICATION NUMBER
    - a. PORT GAMBLE – WA589HA
    - b. JAMESTOWN – WA588SS
  - iii) HARVESTER NAME AND/OR ID NUMBER
  - iv) HARVEST DATE
  - v) DOH GROWING AREA DESIGNATION
  - vi) BEACH NUMBER (BIDN)
  - vii) SHALLFISH TYPE
  - viii) QUANTITY HARVESTED
  - ix) TAG SEQUENCE NUMBER
- REQUIRED INFORMATION ON THE LABELS SHALL BE ENTERED LEGIBLY USING AN INDELIBLE MARKER.
7. THE DAILY TRIBAL HARVEST LIMIT FOR HAIG-MACKEY (253101) IS 3,000 DOZEN. IF A TRIBE OTHER THAN PORT GAMBLE PARTICIPATES IN THESE OPENINGS, PORT GAMBLE WILL WORK TOGETHER WITH ALL OTHER TRIBES PRESENT TO ENSURE THE TOTAL DAILY HARVEST DOES NOT EXCEED THE DAILY TRIBAL QUOTA. ONCE A DAILY TRIBAL HARVEST LIMIT HAS BEEN REACHED BY ALL TRIBAL HARVESTERS, AS DETERMINED BY THE BEACH MONITORS, THE BEACH WILL BE CLOSED BY THE MONITORS.
8. THE DAILY INDIVIDUAL HARVEST LIMIT IS 100 DOZEN OYSTERS PER HARVESTER. HARVEST IN EXCESS OF THE INDIVIDUAL LIMIT WILL HAVE TO BE RETURNED TO THE BEACH.
9. HARVESTERS ARE REQUIRED TO REPORT THEIR CATCH TO THE MONITOR ON THE BEACH IMMEDIATELY FOLLOWING THE HARVEST. HARVEST CAN NOT BE REPORTED TO THE FISHERIES OFFICE AFTER THE CLOSURE OF THE FISHERY. FAILURE TO REPORT HARVEST TO THE MONITOR WILL BE A VIOLATION OF THIS REGULATION.

10. TRIBAL HARVESTERS WHO SELL TO A BUYER OTHER THAN THAT REPORTED TO THE MONITOR MUST NOTIFY THEIR RESPECTIVE TRIBAL FISHERIES OFFICE OF THE DISCREPANCY WITHIN 12 HOURS OF THE TIME OF SALE.
11. HARVESTERS WHO DO NOT SELL THEIR HARVEST ON THE BEACH MUST PROVIDE TRIP RECORDS TO THE INITIAL DEALER THAT DEMONSTRATE COMPLIANCE WITH THE TIME TO TEMPERATURE REQUIREMENTS CONTAINED HEREIN. RECORDS MUST INCLUDE THE TIME OF HARVEST AND THE TIME THE PRODUCT IS SOLD TO A DEALER.
12. HARVESTERS ARE NOT ALLOWED TO CROSS PRIVATE PROPERTY IN ORDER TO ACCESS TIDELANDS FOR COMMERCIAL PURPOSES WITHOUT THE CONSENT OF THE PROPERTY OWNER(S).
13. HAIG-MACKEY (253101) IS A BOAT ACCESS ONLY TIDELAND.

COVID-19 RESTRICTIONS:

1. HARVESTERS MUST MAINTAIN A DISTANCE OF AT LEAST 6 FEET BETWEEN THEMSELVES AND ALL OTHER HARVESTERS, MONITORS, ENFORCEMENT AND BUYERS THROUGHOUT THIS OPENING.
2. HARVESTERS WITH COLD OR FLU-LIKE SYMPTOMS ARE NOT ALLOWED TO PARTICIPATE IN THIS OPENING. HARVESTERS EXHIBITING THESE SYMPTOMS MAY BE ASKED TO LEAVE THE TIDELANDS.

CATCH REPORTING:

ALL COMMERCIAL HARVEST MUST BE REPORTED ON TREATY INDIAN FISH RECEIVING TICKETS. THE GROWING AREA AND BIDN MUST RECORDED ON THE FISH TICKET AT THE POINT OF SALE.

JUSTIFICATION:

HARVEST AVAILABLE TRIBAL RESOURCE.

POINT NO POINT TREATY COUNCIL  
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