

Agenda Item Summary

BACKGROUND

When the 2009 Oregon Sport Fishing Regulations were adopted by the Oregon Fish and Wildlife Commission (Commission) in September 2008, a rule change was adopted for St. Louis Ponds that allowed angling from a personal float tube (no boats allowed) on all St. Louis ponds with the exception of ponds 1 and 3. Ponds 1 and 3 are seasonally stocked with legal trout and to avoid angler conflicts, these ponds will remain closed to the use of personal float tubes.

Since OAR 635-008-0145(2)(b), St. Louis Ponds: Marion County, prohibits use of any floating craft on any of the St. Louis Ponds, it is necessary to amend this rule to match the adopted 2009 Oregon Sport Fishing Regulations and avoid an apparent contradiction between the OARs and the regulations. This rule change was not made in conjunction with the adoption of the 2009 Regulations since it reflected a change in Division 008 rules, which were not identified in public notices for rule making at the September 2008 Commission meeting. To promptly avoid the regulation conflict between angling and hunting from a floating device, staff now recommends the rule be changed at this January Commission meeting.

PUBLIC INVOLVEMENT

There was extensive public involvement as part of the development of the 2009 Oregon Sport Fishing Regulations.

ISSUE 1

ADOPT CHANGES TO ST. LOUIS PONDS MANAGEMENT REGULATIONS PROHIBITING USE OF FLOATING CRAFT ON ANY PONDS

ANALYSIS

Staff proposes that the Commission adopt the change to the St. Louis Ponds Management rules related to the use of floating devices on ponds to match the angling regulation change made as part of the 2009 Oregon Sport Fishing Regulations.

OPTIONS

1. Accept the proposed regulation changes.
2. Modify the proposed regulation changes.
3. Reject the proposed regulation changes.

STAFF RECOMMENDATION

Option 1.

DRAFT MOTION

I move to amend OAR Chapter 635 Divisions 008 as proposed by staff in Attachment 4.

EFFECTIVE DATE

January 9, 2009