



Oregon Fish and Wildlife Commission Minutes

Fish and Wildlife Commission Tour:
Thursday, March 16, 2017; 8:00 – 5:00
Holiday Inn Express
781 NE 2nd Ave
Corvallis, OR 97330

Meeting:
Friday March 17, 2017 – 8:00 a.m.
Benton County Fairgrounds
Guerber Hall
110 SE 53rd Street
Corvallis, Oregon 97333

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Commission minutes are considered draft until approved by the Commission.

Notice of these meetings had been made by press release of statewide media circulation. Those attending part or all of the meeting included:

- | | |
|--------------------------------|---|
| Mike Finley, Chair | Curt Melcher, Director |
| Bob Webber, Vice- Chair | Mike Harrington, Acting Deputy Director |
| Holly Akenson, Commissioner | Cameron Smith, Acting Deputy Director |
| Greg Wolley, Commissioner | Erin Donald, Assistant Attorney General |
| Laura Anderson, Commissioner | Anika Marriott, Assistant Attorney |
| Bruce Buckmaster, Commissioner | Michelle Tate, Executive Assistant |
| Jim Bittle, Commissioner | |

MEETING

On Friday, **March 17, 2017 at 8:00 a.m.**, Chair Michael Finley called the Oregon Fish and Wildlife Commission (the Commission) meeting to order.

DIRECTOR’S REPORT

Field Reports – in written form only; *this report is available in the meeting materials and at http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp*

Expenditure Report
Staff: Cameron Smith, Acting Deputy Director of Administration

This report is available in the meeting materials and at http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp

Adopt Temporary Rules

Curt Melcher, Director, requested the Commission ratify the following temporary rules. The nine (9) temporary rules were previously adopted by the director under his emergency action authority.

1 **1.) 635-005-0465**

2 **Commercial Dungeness crab Evisceration Requirement for Biotoxin Management**
3 **Area**

4 Adopted February 2017: effective February 10, 2017 through August 8, 2017.

5 In coordination with Oregon Department of Agriculture (ODA) temporary rule
6 making (see OAR 635-025-0400), this amended rule implements requirements for a
7 biotoxin management area for the ocean commercial Dungeness crab fishery from the
8 Coos Bay North Jetty (43° 21.60' N. Lat.) northward to Heceta Head (44° 08.30' N. Lat.)
9 due to detection of elevated levels of domoic acid in crab viscera in the specified area.
10 In combination, this rule and the ODA rule require that all Dungeness crab landed from
11 the biotoxin management area and landed after 12:01 AM January 25, 2017 and before
12 12:01 AM February 10, 2017 only be sold to a food processor licensed by the Oregon
13 Department of Agriculture for evisceration. These rules prohibit the sale of live crab
14 caught in the affected areas and prohibit the sale of any crab that is not processed
15 consistent with these rules.

16
17 **2.) 635-018-0090**

18 **2017 Spring Chinook Seasons in the Hood River**

19 Adopted February 2017: effective April 15 2017 through June 30, 2017.

20 This amended rule allows the sport harvest of hatchery spring Chinook salmon in
21 the Hood River from April 15 through June 30, 2017. The Hood River open area
22 extends from the mouth to the mainstem confluence with the East Fork and the West
23 Fork from the confluence with the mainstem upstream to the angling deadline 200 feet
24 downstream of Punchbowl Falls. The daily bag limit for the Hood River is one (1) adult
25 hatchery salmon per day and five (5) hatchery jack salmon per day. It is unlawful to
26 continue angle in the Hood River after retaining an adult Chinook. All wild Chinook
27 salmon must be released unharmed.

28
29 **3.) 635-041-0065**

30 **Extend 2017 Treaty Indian Columbia River Winter Commercial Season in The**
31 **Dalles/John Day Pool**

32 Adopted February 2017: effective February 15, 2017 through March 31, 2017.

33 This amended rule extends the Treaty Indian winter commercial gill net season in
34 The Dallas and John Day Pool through February 22, 2017. Modifications are consistent
35 with action taken February 14, 2017 by the Oregon and Washington Departments of
36 Fish and Wildlife, in cooperation with the Columbia River Treaty Tribes, at a meeting of
37 the Columbia River Compact.

38
39 **4.) 635-041-0065**

40 **Extend 2017 Treaty Indian Columbia River Winter Commercial Season in The**
41 **Dalles/John Day Pool**

42 Adopted February 2017: effective February 22, 2017 through March 31, 2017.

43 This amended rule extends the Treaty Indian winter commercial gill net season in
44 The Dallas and John Day Pool through March 1, 2017. Modifications are consistent
45 with action taken February 21, 2017 by the Oregon and Washington Departments of
46 Fish and Wildlife, in cooperation with the Columbia River Treaty Tribes, at a meeting of
47 the Columbia River Compact.

1 **5.) 635-023-0125**

2 **Columbia River Recreational Seasons for Salmon, Steelhead, and Shad Set**

3 Adopted February 2017: effective March 1, 2017 through June 15, 2017.

4 This amended rule sets regulations for Columbia River recreational spring
5 Chinook, steelhead and shad seasons with descriptions of areas, dates, and bag limits
6 for harvest of adipose fin-clipped Chinook salmon, adipose fin-clipped steelhead, and
7 shad. Revisions are consistent with action taken February 23, 2017 by the Oregon and
8 Washington Departments of Fish and Wildlife in a meeting of the Columbia River
9 Compact.

10
11 **6.) 635-041-0065**

12 **Treaty Indian Winter Commercial Gill Net Fisheries in Zone 6 of the Columbia**
13 **River Revised**

14 Adopted March 2017: effective March 1, 2017 through March 31, 2017.

15 This amended rule extends the Treaty Indian winter commercial gill net season in
16 The Dallas and John Day Pool through March 4, and opens The Bonneville Pool
17 through March 6, 2017. Modifications are consistent with action taken March 1, 2017 by
18 the Oregon and Washington Departments of Fish and Wildlife, in cooperation with the
19 Columbia River Treaty Tribes, at a meeting of the Columbia River Compact.

20
21 **7.) 050-050-0045**

22 **Update Furtaker Regulations to Reflect New Reporting Options**

23 Adopted: March 9, 2017. Effective Dates: March 9, 2017 through September 04, 2017

24 Current Furtaker Regulations require mandatory reporting of harvest and effort to
25 occur via mailed or faxed reports. These revised OARs amend the rules to include
26 online reporting via the internet as an option for mandatory furtaker reporting. This rule
27 change is necessary to provide furtakers the opportunity to complete their mandatory
28 reporting of harvest and effort online.

29
30 **8.) 635-041-0065**

31 **Close 2017 Winter Commercial Platform and Hook and Line and Gillnet Treaty**
32 **Indian Fisheries**

33 Adopted March 2017: effective March 17, 2017 through March 31, 2017.

34 This amended rule closes the Treaty Indian winter commercial gill net season in
35 the Bonneville Pool, the Zone 6 commercial platform, and hook and line effective 6:00
36 p.m. March 17, 2017. Modifications are consistent with action taken February 21, 2017
37 by the Oregon and Washington Departments of Fish and Wildlife, in cooperation with
38 the Columbia River Treaty Tribes at a meeting of the Columbia River Compact.

39
40 **9.) 635-023-0095**

41 **2017 White Sturgeon Recreational Fishery in The Dalles / Bonneville Pool Closed**

42 Adopted March 2017: effective March 25, 2017 through September 20, 2017.

43 This amended rule closes the recreational white sturgeon fishery in The Dalles
44 and Bonneville pools effective 12:01 a.m. Saturday March 25, 2017. The annual
45 guideline for The Dalles Pool has been attained. Bonneville Pool will re-open for a
46 summer fishery. Revisions are consistent with action taken March 14, 2017 by the

1 Departments of Fish and Wildlife for the States of Oregon and Washington at a meeting
2 of the Columbia River Compact.

3
4 Action:

5 Commissioner Webber moved to ratify the nine (9) temporary rules set out on today's
6 tan agenda, Commission Akenson seconded the motion, and the motion carried
7 unanimously.

8
9 **Exhibit A: COMMISSION MINUTES**

10 The Commission was asked to approve draft February 10, 2017 Commission meeting
11 minutes.

12
13 *Action:*

14 Commissioner Anderson moved to approve the February 10, 2017 Commission meeting
15 minutes with any grammar and spelling changes needed. Commissioner Wolley
16 seconded the motion and the motion was carried unanimously.

17
18
19 **Exhibit B: LIMITED LANDOWNER PREFERENCE MULE DEER TAG ALLOCATION**

20 The Commission was asked to approve changing the formula used to allocate
21 Landowner Preference tags for mule deer in Wildlife Management Units below the
22 Population Management Objective.

23 Staff: Tom Thornton, Game Program Manager

24 Public Testimony

25 Rulemaking
26

27 *Staff Presentation: Tom Thornton provided a presentation to the Commission.*
28 *This presentation begins at 9 min on the audio recording*

29
30 *This presentation is located in the commission material and can be viewed at*
31 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp

32
33 *Testimony provided for this agenda item begins at 24 minutes on the audio*
34 *recording provided in the Commission materials at*

35 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp

36
37 *Public Testimony*

Ken McCall, Oregon Hunters Association	
Jerome Rosa, Oregon Hunters Association	Provided Written testimony
Ken Hand, MDF	
Ted Netter, Oregon Farm B	
John O'Keefe, Oregon Cattleman's Association	
Rich Thompson, Traditional Archers of Oregon	Provided written testimony
Craig Star, Traditional Archers of Oregon	Provided written testimony
Amy Patrick, Oregon Forest Industry Council	

1 This document provided to the Commission has been entered into the record and can
2 be viewed at

3 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp
4

5 *Action:* Commissioner Webber moved to amend OAR 635 Division 075 as proposed by
6 staff and amended attachment 4. Commissioner Akenson seconded the motion and the
7 motion was carried unanimously.

8
9 Agenda item moved

10 **Exhibit E: RENAMING RIVER RANCH PARCEL OF THE LOWER DESCHUTES**
11 **WILDLIFE AREA TO "WOOSLEY TRACT"**

12 The Commission was asked to approve renaming of the River Ranch Parcel of
13 the Lower Deschutes Wildlife Area to "Woosley Tract."

14 Staff: Jeremy Thompson, District Wildlife Biologist

15 Public Testimony

16 Rulemaking

17
18 *Staff Presentation:* Jeremy Thompson provided a presentation to the
19 Commission. This presentation begins at 1:34 on the audio recording.

20
21 *This presentation is located in the commission material and can be viewed at*
22 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp
23

24 *No Public Testimony*

25
26 *Action:*

Commissioner Webber moved to amend OAR Chapter 635 Division 008-0123 as proposed by
staff. Commissioner Anderson seconded the motion and the motion was carried unanimously.

27
28 **Exhibit C: LUNDQUIST LAND ACQUISITION- BUENA VISTA BOAT RAMP,**
29 **WILLAMETTE RIVER, RIVER MILE 106.5**

30 The Commission was asked to approve a land acquisition of approximately .87
31 acres adjacent to the existing Buena Vista Boat Ramp on the Willamette River.

32 Staff: Holly Huchko, Sport Fish Restoration Coordinator

33 Public Testimony

34 Approval

35
36 *Staff Presentation:* Holly Huchko provided a presentation to the Commission.
37 This presentation begins at 1:50 on the audio recording.

38
39 *This presentation is located in the commission material and can be viewed at*
40 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp
41

42 *No Public Testimony*
43
44
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1 Action:
2 Commissioner Webber moved to approve the acquisition of Lundquist property adjacent
3 to Buena Vista Park on the Willamette River, and direct staff to complete the purchase
4 pursuant to processes required by Oregon Administrative Rules for Land Acquisition
5 and Exchanges. OAR 125-045-200. Commissioner Wolley seconded the motion and
6 the motion was carried unanimously.

7
8 **Exhibit D: RESTORATION AND ENHANCEMENT (R&E) PROJECT APPROVALS,**
9 **SALMON AND TROUT ENHANCEMENT PROGRAM (STEP) AND R&E PROGRAM**
10 **BUDGET APPROVAL, AND STEP AND R&E ANNUAL REPORTS**

11 The Commission was asked to approve the R&E Board's recommendations for
12 project funding from the January 13, 2017 meeting, to approve the 2017-19 STEP and
13 R&E program budget, and received a briefing on the 2015-17 R&E Report and the 2016
14 STEP annual report.

15 Staff: Kevin Herkamp, STEP, and R&E Program Coordinator
16 Rich Heap, R&E Board Chair
17 Jim Phelps, STAC Chair
18 Public Testimony
19 Approval

20
21 *Staff Presentation: Kevin Herkamp, Chair Heap, and Chair Phelps provided*
22 *presentations to the Commission. These presentations began at 2:07 on the audio*
23 *recording*

24
25 *This presentation is located in the commission material and can be viewed at*
26 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp

27
28 *Testimony provided for this agenda item begins at 2:31 on the audio recording provided*
29 *in the Commission materials at*
30 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp

31
32 *Public Testimony*

Bill Whaly	
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34 Action:
Issue 1) Commissioner Akenson moved to approve the recommendations of the Fish
Restoration and Enhancement Board. Commissioner Bittle seconded the motion and the
motion was carried unanimously.

Issue 2) Commissioner Wolley moved to approve the 2017-19 STEP and R&E Program
Budget recommendations of the Fish Restoration and Enhancement Board. Commission
Chair Finley seconded the motion and the motion was carried unanimously.

35
36 **Exhibit F: 2017 OCEAN SALMON FISHERIES INFORMATIONAL BRIEFING**

37 The Commission was updated on the 2017 ocean salmon fishery planning
38 leading up to the May 1, 2017 salmon season start date. The Commission will be asked
39 to adopt ocean salmon rules at the April meeting.

1 Staff: Chris Kern, Fish Division Deputy Administrator
2 Public Testimony
3 Informational
4

5 *Staff Presentation: Chris Kern provided a presentation to the Commission. This*
6 *presentation begins at 2:43 on the audio recording*

7
8 *This presentation is located in the commission material and can be viewed at*
9 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp

10
11 *No Public Testimony*

12
13 **Exhibit G: COLUMBIA RIVER FISHERIES REFORM**

14 Governor Brown had asked the Commission to reconsider their rules on
15 Columbia River Fisheries Reform adopted January 20, 2017. Staff updated the
16 analyses and provided a recommendation for Commission action.

17 Staff: Ed Bowles, Fish Division Administrator
18 Chris Kern, Deputy Fish Division Administrator
19 Tucker Jones, Ocean Salmon and Columbia River Program Manager
20 John North, Columbia River Fishery Manager
21 Public Testimony
22 Rulemaking
23 *Staff Presentation*

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25 *Staff provided a presentation to the Commission. This presentation begins at 3:47 on*
26 *the audio recording*

27
28 *This presentation is located in the commission material and can be viewed at*
29 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp

30 *Public Testimony*

31
32 *Testimony provided for this agenda item begins at 4:21 on the audio recording*
33 *provided in the Commission materials at*

34 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp

35
36 *Public Testimony*

Tom Wolf, Trout Unlimited	
Guido Rahr, Wild Steelhead Coalition	Provided a visual aid
Bill Hunsinger, Astoria Port	
Otis Hunsinger, Salmon for All; Columbia river Gillnetter, Fish Buyer	
Dave Schamp, Coastal Conservation Association	
Bruce Polley, Coastal Conservation Association	Provided written testimony
Jim Wells, Salmon for All	
Jim Coleman, Commercial Fisherman	
Lori Steele, West Coast Seafood Processors	

Mike Okoniewski, Pacific Seafood	
Greg Mustola, Salmon for All	
Marx Rajnor, Salmon for All	
Barbra Wells, Salmon for All	
Bob Hyke, Salmon for All	Did not testify
Alex Hendericks, Gillnet Fisherman	Did not testify
Larry Ponn, Gillnet Fisherman, Salmon for All	Did not testify
Erick Huddleston, Salmon for All	Provided written testimony
David Quashnick, Commercial Fisherman	
Joe Quacknick, Commercial Fisherman	
Chad Huddleston, Commercial Fisherman	
Neil Carlson, Commercial Fisherman	
Nathan Rogol, Commercial Fisherman	
Jon Hass, Coastal Conservation Association	
Derek Wall, Commercial Fisherman	
Kyle Smith, Commercial Fisherman	
Leroy Beagley, Coastal Conservation Association	
Geo Larson, Steelheader	
Robert Shupe, Sport Fisherman	
Robert Paladeni, Sport Fisherman	Did not testify
Randy Wall, Astoria	
Pete Johansen, Astoria	
Lynden Brown, Brown Farms, Coastal Conservation Association	
Tim Heuker, Commercial Fisherman	
Don m. New, Northwest Sport fishing Industry Association Board	
Susan Deickhoff, Northwest Steelheaders, Coastal Conservation Association	Did not testify
Pete Sodeversow, Gillnet Fisherman	
Ryan Rogers, Retailer	
Scott Winterbauer, Salmon for All	
Bob Rees, Association Northwest Steelheaders	
Don Peck, Peck's Guide Service	
Bill Monroe, Northwest Sport fishing Industry Association, Bill Monroe Outdoors	
Alex Brauer, Northwest Sport fishing Industry Association, Fish Marketing	
Herman Fleishman, Coastal Conservation Association, Northwest Guides and Anglers Association, Northwest Fishing Anglers	
Brian McLaughlin, Association of Northwest Steelheaders	
Liz Hamilton, Northwest Sport fishing Industry Association	Provided written testimony

Mike Wullger, Salmon for All	
Steve Fick- Salmon for All, West Coast Seafood Processor's	
Brad White, Gillnet Fisherman	
Tim Schoonover, Northwest Sport fishing Industry Association, American Sport fishing Association	
Brian Kamp, Commercial Fisherman	
Grant Putnam, Northwest Guides and Anglers	

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2 Written testimony and documents provided to the Commission have been entered into
3 the record and can be viewed at
4 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp
5

6 Commissioner Buckmaster entered into the record a memorandum dated March 15,
7 2017. The subject of this memorandum is "Factual Record and Analysis Supporting
8 Adaptive Management Required under Senate SB 830, now ORS 508.980, and the
9 Kitzhaber Plan."

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11 This document provided to the Commission has been entered into the record and can
12 be viewed at
13 http://www.dfw.state.or.us/agency/commission/minutes/17/03_march/index.asp
14

15 *Action:*
16 Commissioner Buckmaster moved to adopt the amendments to OARs 635-500-6705
17 through 500-6735, 635-014-0090, and 635-023-0090 as shown in Attachment 3.
18 Commissioner Webber seconded the motion and the motion passes unanimously.
19

20 **OTHER BUSINESS**

21 **ADJOURN**

22 Chair Michael Finley adjourned the meeting at 6:51 p.m.
23
24