



Oregon Fish and Wildlife Commission Agenda

Work Session:
Thursday, June 8, 2017 – 1:00 PM
Oregon Department of Fish and Wildlife
Commission Room
4034 Fairview Industrial Dr. SE
Salem, Oregon 97302

Meeting:
Friday June 9, 2017 – 8:00 AM
Oregon Department of Fish and Wildlife
Commission Room
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Salem, Oregon 97302

Friday June 9, 2017

DIRECTOR'S REPORT

Field Reports – in written form only

Expenditure Report

Staff: Cameron Smith, Acting Deputy Director for Administration

Crab Biotoxin

Staff: Caren Braby, Marine Resources Program Manager
Stephanie Page, Oregon Department of Agriculture

New Integrated Water Resource Strategy

Staff: Tom Byler, Director, Oregon Water Resources Department
Alyssa Mucken, Program Coordinator

Adopt Temporary Rules

Curt Melcher, Director

1.) 635-042-0145, 635-042-0160, 635-042-0170, 635-042-0180

Modify 2017 Spring Commercial Seasons in the Select Areas of the Columbia River

Adopted May 18, 2017: effective May 22, 2017 through September 15, 2017.

These amended rules modify the 2017 spring commercial salmon seasons for the select areas of the Columbia River. Effective May 22, authorized fishing periods have been modified for the Youngs Bay, Knappa Slough, and Tongue Point/ South Channel fisheries. A closure of the Deep River are also set to begin May 22. Modifications are consistent with action taken May 18 2017 by the Oregon and Washington Departments of Fish and Wildlife.

2.) 635-039-0085

Sport Pacific Halibut All-Depth from Ledbetter Point, WA To Cape Falcon, OR Closes

Adopted May 24, 2017: effective May 25, 2017 through September 30, 2017.

Amended rule closes the all-depth sport fishery for Pacific halibut in the area between Leadbetter Point, WA and Cape Falcon, OR at 11:59 p.m. on Thursday, May 25, 2017 due to the projected attainment of the pre-season quota of 12,299 pounds. This rule is consistent with regulations previously implemented by the federal government and the International Pacific Halibut Commission for the 2017 Oregon sport fishery for Pacific halibut.

3.) 635-017-0090

Modify Rules for Harvest of Pacific Lamprey at Willamette Falls for Personal Use.

Adopted May 26, 2017: effective June 1, 2017 through July 31, 2017.

The existing permanent rule allows harvest of Pacific lamprey at Willamette Falls four days per week from June 1-July 31 annually. This rule modification allows two additional harvest days per week during the normal harvest season to provide more flexibility for participants. Oregon Department of Fish and Wildlife staff will use harvest data from the 2017 season to determine if the allowance of additional days significantly affects overall levels of harvest or not, in order to inform potential future permanent rule proposals.

4.) 635-042-0145

Modifications to the 2017 Spring Commercial Seasons in the Youngs Bay Area

Adopted May 26, 2017: effective May 29, 2017 through September 29, 2017.

This amended rule modifies the 2017 spring commercial salmon season for the Youngs Bay Select Area beginning May 29 to minimize interception of non-local Chinook stocks. Modifications are consistent with Oregon State action taken May 25, 2017 by the Department of Fish & Wildlife for the State of Oregon.

5.) 635-042-0145

Modifications to the 2017 Spring Commercial Seasons in the Youngs Bay Area

Adopted June 1, 2017: effective June 1, 2017 through September 30, 2017.

These amended rules modify the 2017 spring commercial salmon seasons for the Youngs Bay Select Area fishery in the lower Columbia River. Fisheries are managed to provide opportunity to meet species or stock-specific allocations for each fishery while remaining within ESA guidelines. There is insufficient time to initiate the permanent rulemaking process prior to the scheduled start of the next spring fishery scheduled for June 1. Failure to adopt this rule would cause serious prejudice to the public interest in that commercial fishers may not be able to fully prosecute spring Select Area fisheries due to reaching ESA limitations.

6.) 635-023-0095

Modified 2017 White Sturgeon Recreational Fishery in the Mainstem Columbia

Adopted May 31, 2017: effective June 5, 2017 through November 19, 2017.

This amended rule allows recreational retention of white sturgeon on the mainstem Columbia River from the Wauna powerlines downstream to the mouth at Buoy 10, including Youngs Bay, and all adjacent Washington tributaries on June 5th 7th 10th 12th 14th and 17th with a legal size limit of 44-inch minimum and 50-inch maximum fork length. Retention of white sturgeon between 38-inches and 54 inches in fork length is allowed on the mainstem Columbia River from Bonneville Dam upstream to The Dallas Dam, including adjacent tributaries on Saturday June 10, 2017. Revisions are consistent with emergency action taken May 31, 2017 by the Departments of Fish and Wildlife for the States of Oregon and Washington.

7.) 635-039-0085

Pacific Halibut Recreational Nearshore Season from Leadbetter Point, WA. to Cape Falcon, OR. Expanded

Adopted June 6, 2017: effective June 8, 2017 through September 30, 2017.

This amended rule expands the recreational nearshore Pacific halibut season, from three days per week (Monday-Wednesday) to seven, in the area between Leadbetter Point, Washington and Cape Falcon, Oregon beginning at 12:01 midnight Thursday, June 8,

2017. The National Oceanic & Atmospheric Administration (NOAA), International Pacific Halibut Commission (IPHC), Washington Department of Fish and Wildlife (WDFW), and the Department (ODFW) conferred on June 6, 2017 in order to increase angler opportunity to reach the harvest quota.

8.) 635-017-0090

Modifications to the Lower Willamette River Spring Chinook and Steelhead Recreational Fisheries

Adopted June 7, 2017: effective June 8, 2017 through December 4, 2017.

Beginning June 8, 2017, from the Lower Willamette River downstream of Willamette Falls, including Multnomah Channel and the Gilbert River and the lower Clackamas River up to the Highway 99E Bridge, angling and retention of spring Chinook and steelhead is allowed seven days per week. The daily adult bag limit is two hatchery salmonids per permanent regulations. Angling restrictions for sturgeon fishing in the Gilbert River remain in effect.

9.) 635-017-0090

Lower Willamette River Spring Chinook and Steelhead Recreational Fisheries Modified

Adopted June 8, 2017: effective June 8, 2017 through December 4, 2017.

Beginning June 8, 2017, from the Lower Willamette River downstream of Willamette Falls, including Multnomah Channel and the Gilbert River and the lower Clackamas River up to the Highway 99E Bridge, angling, and retention of spring Chinook and steelhead is allowed seven days per week. The daily adult bag limit is two hatchery salmonids per permanent regulations. Pacific lamprey harvest is allowed six days per week (closed on Wednesdays). Angling restrictions for sturgeon fishing in the Gilbert River remain in effect.

PUBLIC FORUM

Note: This part of the agenda is for comments on topics not scheduled elsewhere on the agenda. Please contact the Oregon Department of Fish and Wildlife Office of the Director at least 24 hours prior to the meeting to be included in the public forum. If you bring written summaries or other materials to the meeting please provide the Commission Assistant with 20 copies prior to your testimony. The Commission is unable to take action on items brought to their attention in this forum.

Lamprey Harvest at Willamette Falls

Reyn Leno; Confederated Tribes of Grand Ronde Chairman

Closing Thoughts after Working 25 Years with Oregon Department of Fish and Wildlife

Tom Wolf; Trout Unlimited

Underwater Spearfishing in Freshwater

Leigh Anderson; Oregon Spearfishing Association

Tag for Veterans Wounded in Combat

Jim Soares

Coastal Martin Research, potential in need for rule change

Taal Levi; Professor of Wildlife, OSU

Exhibit A: COMMISSION MINUTES

The Commission will be asked to approve draft April 21 and May 19, 2017 Commission meeting minutes.

Exhibit B: MARBLED MURRELET PETITION

Extension request for investigating the Status of the Marbled Murrelet in Oregon.

Staff: Christina Donehower, Strategy Species Coordinator

Public Testimony

Approval

Exhibit C: 2018 ACCESS AND HABITAT AUCTION AND RAFFLE TAG ALLOCATIONS

The Commission will be asked to approve recommendations of the Access and Habitat Board and ODFW staff for 2018 auction and raffle tag allocations.

Staff: Don Whittaker, Ungulate Management Coordinator

Isaac Sanders, Access & Habitat Program Coordinator

Public Testimony

Approval

Exhibit D: ACCESS AND HABITAT PROJECT FUNDING

The Commission will be asked to approve the Access and Habitat Board recommendations for project funding.

Staff: Isaac Sanders, Access & Habitat Program Coordinator

Public Testimony

Approval

EXECUTIVE SESSION

The Commission will hold an executive session to consult with legal counsel concerning its legal rights and duties with regard to current litigation or litigation likely to be filed as authorized by ORS 192.660(2)(h) and to review and evaluate the employment-related performance of the chief executive officer of any public body, a public officer, employee or staff member who does not request an open hearing as authorized by ORS 192.660(2)(i).

Exhibit E: COQUILLE TRIBAL CLAMMING

The Commission will be asked to adopt clam regulations for a special gathering permit for the Coquille Tribe.

Staff: Caren Braby, Marine Resources Program Manager

Public Testimony

Rulemaking

Exhibit F: COMMERCIAL COASTAL PELAGIC SPECIES (CPS) FISHERIES REGULATIONS

The Commission will be asked to adopt state regulations for the Columbia River anchovy fishery, and adopt by reference federal sardine harvest limits for July 2017 through June 2018 and allowances for small scale CPS fisheries.

Staff: Troy Buell, State Fishery Program Leader, Marine Resources Program

Public Testimony

Rulemaking

**Exhibit G: ODOT CULVERT REPAIR FISH PASSAGE PILOT PROGRAMMATIC
AGREEMENT (CRPA) - INTERIM REPORT**

ODFW and ODOT staff will brief the Commission on progress implementing the
CRPA and interagency exploration of a future agreement.

Staff: Art Martin - ODFW Fish Passage Liaison to ODOT

Public Testimony

Informational

OTHER BUSINESS

ADJOURN

FUTURE PROPOSED COMMISSION TOPICS

* Written public comments for future Commission Topics can be submitted in writing prior to the meeting date at ODFW.Commission@state.or.us or mailed to 4034 Fairview Industrial Drive SE Salem, OR 97302

July 2017 – No meeting scheduled

August 4, 2017 – Salem

*Written public comment period will open June 15, 2017

- Pride Awards Recognition
- DRAFT Cougar Plan - Informational
- Restoration & Enhancement Project Approvals – Approval
- 2018 Oregon Sport Fishing Regulations – Rulemaking

September 15, 2017 – Welches

*Written public comment period will open July 15, 2017

- Access & Habitat Project Funding - Approval
- Big Game Regulations (2018 Tag Setting, Seasons, and Regulations) – Rulemaking
- Furtaker Regulations New Reporting Options – Rulemaking

October 13, 2017 – Prineville

*Written public comment period will open August 15, 2017

- Cougar Management Plan Review – Action

November 2017 – No meeting scheduled

December 8, 2017 – Salem

*Written public comment period will open October 15, 2017

- Restoration & Enhancement Project Approval and Board Member Appointment – Approval
- 2018 Groundfish Fisheries Regulations and 2016 Nearshore Logbook Report - Rulemaking
- Access & Habitat Project Funding – Approval

PLEASE NOTE

AGENDA

The Commission meeting will begin at 8:00 a.m. June 9, 2017, and proceed chronologically through the agenda. If you wish to receive written materials prepared for any of the agenda items, please contact the Director's Office in Salem at 503.947.6044 to request a packet for those items which interest you or see the agency's website at <http://www.dfw.state.or.us/Comm/schedule.htm> .

A recess will be taken at 12:00 Noon, when the Commission will have lunch and may discuss matters of general interest. The public is welcome to attend, and an announcement will be made of the location of the lunch. Lunch will not be provided to the public.

PUBLIC TESTIMONY

If you wish to give testimony on any item scheduled on this agenda, please sign up on the sheets provided the day of the meeting. You will be called to testify by the Commission Chair. The Commission places great value on information received from the public, and wants to avoid arbitrary limits on the time or attention allocated to each witness. Therefore, persons desiring to testify or otherwise present information to the Commission are encouraged to:

- (1) Provide written summaries of information to the Commission twenty (20 sets);
- (2) Limit testimony to three (3) minutes, recognizing that substance, not length, determines the value of testimony or written information;
- (3) Endorse rather than repeat testimony of other witnesses; and
- (4) Groups or organizations wishing to testify should designate one spokesperson whenever possible.

PUBLIC FORUM

If you wish to give testimony on any item not scheduled elsewhere on the agenda, please contact the Director's Office, Oregon Department of Fish and Wildlife, 503.947.6044, at least 24 hours prior to the meeting. You will be called by the Commission Chair immediately following the Director's report portion of the agenda. Please provide twenty (20) sets of written summaries or other materials to the Commission Assistant prior to your testimony. The Commission is unable to take action on items brought to their attention in this forum.

THANK YOU FOR TAKING THE TIME TO PRESENT YOUR VIEWS

Materials delivered to the Director's Office sufficiently in advance of the meeting can be copied and distributed to the Commission. If you bring written materials to the hearing, please provide twenty (20) copies. If you have questions regarding this Agenda, please contact the Director's Office, Oregon Department of Fish and Wildlife, 4034 Fairview Industrial Dr. SE, Salem, OR 97302, 503.947.6044.

PARKING

Parking is available to anyone who attends the Commission meeting.

REASONABLE ACCOMMODATION OF DISABILITIES

Reasonable accommodation, such as assistive hearing devices, sign language interpreters, and materials in large print or audiotape, will be provided as needed. In order to ensure availability, please contact the Director's Office at 503.947.6044 at least 72 hours prior to the meeting to make your request. TTY users can reach ODFW by using the Oregon Telecommunications Relay Service. Please dial 711 and ask to be connected to 503-947-6044.