

FILING ORGANIZATION: LOWER ELWHA KLALLAM TRIBE

The following regulation is promulgated by the Lower Elwha Treaty Council and shall govern the commercial clam fisheries conducted off-reservation and on inter-tidal public lands within Region 8 by the Lower Elwha Klallam Tribe. The term of this regulation is from January 1 through December 31, 2024, and is intended to regulate the oyster harvest by these member Tribes in Region 8 under provisions of Paragraph 4.6 of the U.S. District Court Order of August 28, 1995 (Implementation Order) in U.S. v Washington, Sub-proceeding 89-3. In the event the Region 8 Bivalve Management Plan is completed before the end of this regulation term, this regulation will be superseded by a new regulation conforming to the provisions of the Region 8 Bivalve Management Plan.

REGULATION NUMBER:S24-042

DATE ADOPTED: JULY 29, 2024

REGULATION MODIFIED REGULATION #S24-001, SECTION 5.

REGULATION SUPERCEDED: NONE

CATCH AREAS: SHELLFISH AREA 27B:
STAVIS BAY HOA (273250), HOOD CANAL #2.

FISHERY TYPE: COMMERCIAL

SPECIES: NATIVE LITTLENECK AND MANILA CLAMS
ON/OFF RESERVATION: OFF

LEGAL GEAR: HAND HELD RAKE, FORK OR SHOVEL

EFFECTIVE DATE(S): JULY 31th, 2024

OPEN DAYS AND HOURS: STAVIS BAY HOA (273250), HOOD CANAL #2,
MONITORED, OPEN FOR CLAMS:
WEDNESDAY (7/31) 7:00 AM TO 10:00 AM
TOTAL HARVESTERS ALLOWED: 3 150LB PER FISHER
TRIBAL QUOTA: 7,500 POUNDS

OTHER RESTRICTIONS:

1. AS PER REGULATION #S24-001. THIS REGULATION IS FOR THE LOWER ELWHA KLALLAM TRIBE.
2. ELWHA FISHERS MUST NOTIFY THEIR FISHERIES OFFICE OF THEIR INTENTION TO PARTICIPATE IN AN OPENING AT LEAST 48 HOURS PRIOR TO THE START OF THE OPENING.
3. HARVEST LIMITED TO CLAMS 1.5 INCHES IN LENGTH OR GREATER.

4. COMMERCIALY HARVESTED CLAMS MUST BE SOLD WITHIN 24 HOURS OF THE CLOSING TIME

OF THE FISHERY OR PLACED IN REFRIGERATED CONTAINERS UNTIL SOLD.

5. 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
ELWHA- WA587HA

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.

6. THE DAILY TRIBAL HARVEST LIMIT FOR STAVIS BAY HOA IS 7,500 POUNDS. IF A TRIBE OTHER

THAN ELWHA PARTICIPATES IN THIS OPENING, ELWHA

WILL WORK TOGETHER WITH ALL OTHER TRIBES PRESENT TO ENSURE THE TOTAL HARVEST DOES NOT EXCEED THE TRIBAL HARVEST LIMIT. ONCE THE TRIBAL HARVEST LIMIT HAS

BEEN REACHED BY ALL TRIBAL HARVESTERS, AS DETERMINED BY THE BEACH MONITORS, THE

BEACH WILL BE CLOSED BY THE MONITORS.

7. THE DAILY INDIVIDUAL HARVEST LIMIT IS 150 POUNDS PER HARVESTER. HARVEST IN EXCESS OF

THE INDIVIDUAL LIMIT WILL HAVE TO BE RETURNED TO THE BEACH.

8. ALL HARVESTING WILL CEASE WHEN THE OPENING EXPIRES OR WHEN THE MONITOR CLOSES

THE FISHERY, WHICHEVER COMES FIRST. HARVESTING ACTIVITY INCLUDES ALL DIGGING,

COLLECTING AND SACKING OF CLAMS.

9. 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.

10. HARVESTERS ARE NOT ALLOWED TO CROSS PRIVATE PROPERTY IN ORDER TO ACCESS

TIDELANDS FOR COMMERCIAL PURPOSES WITHOUT THE CONSENT OF THE PROPERTY OWNER(S).

11. STAVIS BAY HOA (273250) IS A BOAT ACCESS ONLY TIDELAND.

CATCH REPORTING:

1. ALL COMMERCIAL HARVEST MUST BE REPORTED ON TREATY INDIAN FISH RECEIVING TICKETS.

THE GROWING AREA AND BIDN MUST BE RECORDED ON THE FISH TICKET AT THE
POINT OF
SALE.

JUSTIFICATIONS: HARVEST AVAILABLE CLAM RESOURCE.
(LOWER ELWHA FISHERIES
760 STRATTON RD
PORT ANGELES, WA 98363)