

Chapter 220-350 WAC
COMMERCIAL FISHERIES—DEFINITIONS

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WAC

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WAC 220-350-010 Definitions—Brush weir. "Brush weir" shall be defined as a stationary impounding net constructed on piling, with one lead and not to exceed two hearts, and constructed according to specifications of the director.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-010, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 79-03-014 (Order 79-11), § 220-16-025, filed 2/15/79; Order 810, § 220-16-025, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-020 Definitions—Commercial jig. Commercial jig gear shall be defined as a line or lines hand held or attached to poles or machines, and to which may be attached any number of hooks or lures. The gear shall be fished from a single vessel that is not under power.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-020, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 83-24-024 (Order 83-200), § 220-16-051, filed 11/30/83, effective 1/1/84; WSR 79-03-014 (Order 79-11), § 220-16-051, filed 2/15/79.]

WAC 220-350-030 Definitions—Dip bag net. "Dip bag net" shall be defined as a section of netting distended by a rigid frame and attached directly to a rigid handle.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as §

220-350-030, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047. WSR 02-08-048 (Order 02-53), § 220-16-028, filed 3/29/02, effective 5/1/02. Statutory Authority: RCW 75.08.080. WSR 83-24-024 (Order 83-200), § 220-16-028, filed 11/30/83, effective 1/1/84; WSR 79-03-014 (Order 79-11), § 220-16-028, filed 2/15/79; Order 1105, § 220-16-028, filed 12/28/73; Order 810, § 220-16-028, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-040 Definitions—Drag seine. "Drag seine" shall be defined as fishing gear consisting of a lead line, cork line, auxiliary lines and a mesh net webbing fashioned in such a manner that it can be used to encircle fish in waters adjacent to any beach, with the catch landed directly on the beach. It shall include gear commonly known as "beach seine" and "smelt drag bag net."

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-040, filed 2/15/17, effective 3/18/17; Order 810, § 220-16-035, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-050 Definitions—Dressed fish. (1) A dressed fish is defined as one from which the viscera or the viscera and head have been removed, unless otherwise defined by department rule.

(2) The length of any dressed fish is defined as the shortest distance between the posterior end of the gill opening and the fork of the tail.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as § 220-350-050, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, 77.12.045, and 77.12.047. WSR 12-23-016 (Order 12-267), § 220-16-330, filed 11/9/12, effective 12/10/12; Order 817, § 220-16-330, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-350-060 Definitions—Drift gillnet—Drift net. "Drift gillnet" or "drift net" gear shall be defined as a gillnet of single web construction, not anchored, tied, staked, placed, or weighted in such a manner that it cannot drift.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-060, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 92-15-105 (Order 92-47), § 220-16-040, filed 7/20/92, effective 8/20/92; WSR 88-18-066 (Order 88-86), § 220-16-040, filed 9/2/88; Order 810, § 220-16-040, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-070 Definitions—Herring rake. "Herring rake" shall be defined as a long-handled, streamlined board, oar-like in shape, with a lower portion of the leading edge studded with sharp-pointed

nails upon which the fish are impaled when the rake is forced through the water edgewise.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-070, filed 2/15/17, effective 3/18/17; Order 810, § 220-16-140, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-080 Definitions—Lampara. Lampara gear shall be defined as fishing gear having no purse line or rings, but employing a lead line, cork line, special tag or auxiliary lines attached to the lead line and webbing in such a manner that the fish are encircled in open water. This gear is not lawful for the taking of salmon.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-080, filed 2/15/17, effective 3/18/17; Order 76-148, § 220-16-065, filed 12/2/76; Order 817, § 220-16-065, filed 5/29/69; Order 810, § 220-16-065, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-090 Definitions—Net length measurement. The length of any net is defined as its measurement along the cork line.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as § 220-350-090, filed 2/15/17, effective 3/18/17; Order 817, § 220-16-310, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-350-100 Definitions—Net mesh measurement. The size of a mesh of any net except purse seine net, trawl net, and Hood Canal shrimp pot net shall be defined as the distance between the inside of one knot to the outside of the opposite vertical knot of one mesh when the mesh is stretched vertically, while wet, by using a tension of ten pounds on any three consecutive meshes, then measuring the middle mesh of the three while under tension; purse seine net mesh - See WAC 220-354-100; trawl net mesh - See WAC 220-350-210.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as § 220-350-100, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 86-13-038 (Order 86-46), § 220-16-315, filed 6/12/86; WSR 83-24-024 (Order 83-200), § 220-16-315, filed 11/30/83, effective 1/1/84; WSR 82-14-056 (Order 82-72), § 220-16-315, filed 7/1/82; WSR 82-03-045 (Order 82-6), § 220-16-315, filed 1/19/82; Order 1105, § 220-16-315, filed 12/28/73; Order 817, § 220-16-315, filed 5/29/69. Formerly WAC 220-16-030 (part).]

WAC 220-350-110 Definitions—Purse seine. (1) "Purse seine" is defined as including all types of fishing gear consisting of a lead line, cork line, auxiliary lines, purse line and purse rings and mesh net webbing fashioned in such a manner that it is used to encircle fish, and in addition prevents their escape under the bottom or lead

line of the net by drawing in the bottom of the net by means of the purse line so that it forms a closed bag.

(2) "Bunt" is defined as the portion of the purse seine net located at the end of the net designed to form the bag that holds the net's catch after the net is pursed and is the last portion of the net to be pulled aboard the catching vessel.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-110, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 87-15-059 (Order 87-72), § 220-16-075, filed 7/14/87; Order 810, § 220-16-075, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-120 Definitions—Reef net. "Reef net" shall be defined as a non self-fishing open bunt square or rectangular section of mesh netting suspended between two anchored boats fashioned in such a manner that to impound salmon passing over the net, the net be raised to the surface. The lead or leads of any "reef net" must be floating at all times, except under stress of tidal conditions, and shall not be fixed to any piling whatsoever, nor shall the lead or leads be constructed of any kind of mesh webbing. In the construction of any "reef net" no principle of a fyke net or fish trap may be employed.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-120, filed 2/15/17, effective 3/18/17; Order 810, § 220-16-080, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-130 Definitions—Ring net. "Ring net" shall be defined to include all fishing gear having a rigid frame measuring no more than ten feet in diameter that is used to take shellfish in a live condition. The sides and all other parts of the gear must lie flat on the bottom in such a manner that the gear does not entrap or restrict the free movement of shellfish until lifted.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-130, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 88-10-012 (Order 88-14), § 220-16-085, filed 4/26/88; WSR 84-08-014 (Order 84-24), § 220-16-085, filed 3/27/84; Order 810, § 220-16-085, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-140 Definitions—Sac-roe herring purposes. Taking or possessing herring for sac-roe purposes is defined as capturing herring which will have the roe (eggs) removed for separate processing or resale. Sac-roe is *not* equivalent to human consumption even though the carcasses may subsequently be used for food.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as § 220-350-140, filed 2/15/17, effective 3/18/17; Order 76-148, § 220-16-370, filed 12/2/76.]

WAC 220-350-150 Definitions—Set line. "Set line" shall be defined as a stationary, buoyed, and anchored ground line with hooks attached.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-150, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 82-14-056 (Order 82-72), § 220-16-090, filed 7/1/82; Order 810, § 220-16-090, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-160 Definitions—Set net. "Set net" shall be defined as a gillnet which is anchored, tied, staked, laid in part on shore or whose lead line is so heavily weighted that it cannot drift; except that set net does not mean a nondrifting gillnet operated in the Deep River, Blind Slough/Knappa Slough or South Channel Select Areas in accordance with an open fishery season and associated gear rules.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-160, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047. WSR 07-09-055 (Order 07-60), § 220-16-095, filed 4/12/07, effective 5/13/07; Order 810, § 220-16-095, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-170 Definitions—Skiff gillnet—Skiff net. "Skiff gillnet" or "skiff net" is defined as a gillnet of single web construction with floats along the corkline sufficient to float the net. A skiff gillnet may be laid in part on shore, but may not be anchored, tied, or staked, nor have a lead line so heavily weighted that the net cannot drift.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-170, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 92-15-105 (Order 92-47), § 220-16-046, filed 7/20/92, effective 8/20/92.]

WAC 220-350-180 Definitions—Snag line. "Snag line" shall be defined as a line with one or more unbaited hooks attached thereto used to the purpose of snagging any species of food fish.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-180, filed 2/15/17, effective 3/18/17; Order 810, § 220-16-105, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-190 Definitions—Snag net. "Snag net" shall be defined as a single web gillnet, constructed of webbing having mesh of not less than fourteen inches stretch measure and used for the purpose

of clearing snags or similar obstructions from gillnet drifts and operated in an area where a gillnet fishery is from time to time lawful.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-190, filed 2/15/17, effective 3/18/17; Order 810, § 220-16-110, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-200 Definitions—Trammel net. "Trammel net" shall be defined as a gillnet that is hung with two or more mesh webs substantially parallel to each other, suspended from a single common cork line and having either one or several lead lines.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-200, filed 2/15/17, effective 3/18/17; Order 810, § 220-16-120, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-210 Definitions—Trawl gear. (1) "Otter trawl" shall be defined as a cone or funnel-shaped net which is towed or drawn through the water by one or two vessels. Otter trawl nets may be used both on and off the seabed. Otter trawl nets may be fished with or without trawl doors, and may employ warps or cables to direct fish. Otter trawl nets are restricted to the following three categories:

(a) "Bottom trawl" means an otter trawl in which the otter boards or the footrope of the net contact the seabed, and includes Danish and Scottish seine gear.

(b) "Roller trawl" or "bobbin trawl" are identical, and mean an otter trawl with footropes equipped with rollers or bobbins made of wood, steel, rubber, plastic, or other hard material which protects the net during fishing on the seabed.

(c) "Pelagic trawl" means an otter trawl in which the otter boards may be in contact with the seabed but the footrope of the net remains above the seabed. Pelagic trawl nets may not have footropes protected at the trawl mouth with rollers, bobbins, or discs.

(2) "Beam trawl" shall be defined as a type of bottom trawl, consisting of a bag-shaped trawl net utilizing a beam to spread the mouth of the net horizontally as it is towed and not having weighted otter frames or otter doors. The minimum mesh size for beam trawl nets is four and one-half inches in a food fish fishery and one and one-half inches in a shrimp fishery, unless otherwise provided.

(3) "Shrimp trawl" shall be defined as a tapered, funnel-shaped trawl net in which the mesh size is two inches or less in the intermediate and codend sections of the trawl. Otter doors, otter boards, or a beam may be used to spread the mouth of the net horizontally as it is towed. The mouth of the net is formed on the upper edge by a line to which floats are attached (headrope) and on the lower edge by a line which is usually weighted (footrope). Additional webbing is frequently attached to the codend section to prevent the net from chafing.

(4) "Scallop dredge" shall be defined as trawl gear with a leading rigid frame opening with a trailing bag of metal rings or net mesh, which is legal gear for harvest of scallops.

(5) "Codend" shall be defined as the terminal, closed end of a trawl net.

(a) Single-walled codend is a codend constructed of a single wall of webbing knitted with single-ply mesh, or with double-ply mesh (double twine tied into a single knot).

(b) Double-walled codend is a codend constructed of two walls of webbing. The double-walled portion of the codend must be tied knot-to-knot to the trawl net, and may not be longer than twenty-five trawl meshes or twelve feet, whichever is greater. The use of double-walled codends is unlawful in pelagic trawls, roller trawls, and bobbin trawls.

(6) "Chafing gear" shall be defined as webbing or other material attached to the bottom (underside) or around the codend of a trawl net to protect the codend from wear. Chafing gear must not be connected to the terminal (closed) end of the codend.

(7) "Trawl riblines" shall be defined as heavy ropes or lines that run down the sides, top or underside of a trawl net from the mouth of the net to the terminal end of the codend to strengthen the net during fishing.

(8) "Trawl mesh size" shall be defined as the distance between the inside of one knot and the inside of the opposite vertical knot in trawl mesh. Minimum trawl mesh size requirements are met if a wedge of legal size can be passed without undue force through sixteen of twenty sets of two meshes each of wet mesh in the codend.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as § 220-350-210, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 94-12-009 (Order 94-23), § 220-16-015, filed 5/19/94, effective 6/19/94; WSR 93-15-051, § 220-16-015, filed 7/14/93, effective 8/14/93; WSR 82-14-056 (Order 82-72), § 220-16-015, filed 7/1/82; Order 810, § 220-16-015, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-220 Definitions—Troll line. "Troll line" when relating to its use for commercial purposes shall be defined as a fishing line used to drag a lure or lures behind a vessel that is under power.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-220, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 83-24-024 (Order 83-200), § 220-16-125, filed 11/30/83, effective 1/1/84; Order 810, § 220-16-125, filed 4/17/69. Formerly WAC 220-16-010 (part).]

WAC 220-350-230 Definitions—Troll spread. "Troll spread" shall be defined as a readily detachable line more than 4 inches in length, which has one or more lures attached to it, and is attached to the main troll line which cannot be removed from the vessel during its operation.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), amended and recodified as

§ 220-350-230, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 82-14-056 (Order 82-72), § 220-16-126, filed 7/1/82.]

WAC 220-350-240 Geographical definitions—Deep River (Wahkiakum County). For commercial fisheries, the mouth of the Deep River is defined as the Highway 4 Bridge.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-05-112 (Order 17-04), recodified as § 220-350-240, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.12.047. WSR 03-05-061 (Order 03-29), § 220-16-290, filed 2/18/03, effective 3/21/03.]