

**WSR 23-13-121
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 23-101—Filed June 21, 2023, 10:04 a.m., effective June 24, 2023]

Effective Date of Rule: June 24, 2023.

Purpose: The purpose of this emergency rule is to close salmon fishing in Wenatchee River.

Citation of Rules Affected by this Order: Repealing WAC 220-312-05000C; and amending WAC 220-312-050.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: In-season catch-and-release estimates indicate impact limits on Wenatchee River wild spring Chinook will have been met at the end of the day on June 23rd.

There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: June 20, 2023.

Kelly Susewind
Director

NEW SECTION

WAC 220-312-05000D Freshwater exceptions to statewide rules—Eastside. Effective June 24 through June 30, 2023, provisions of WAC 220-312-050 regarding salmon seasons for the Icicle River shall be as described below. All other provisions of WAC 220-312-050 not addressed herein, or unless otherwise amended by emergency rule remain in effect:

Icicle River (Chelan Co.):

(a) From the closure signs located 800 feet upstream of the mouth of the river to 500 feet downstream from the Leavenworth National Fish Hatchery Barrier Dam:

Effective immediately, through 1 hour after official sunset June 30, 2023: Salmon:

(i) Daily limit 3. Release all salmon other than hatchery Chinook.

(ii) Anglers must retain first 3 hatchery Chinook over 12 inches in length.

(iii) Night closure in effect.

(b) From the shoreline markers where Cyo Road intersects the Icicle River at the Sleeping Lady Resort to the Icicle Peshastin Irrigation Footbridge (approximately 750 feet upstream from the Snow Lakes trailhead parking area):

Effective immediately, through 1 hour after official sunset June 30, 2023: Salmon:

(i) Daily limit 3. Release all salmon other than hatchery Chinook.

(ii) Anglers must retain first 3 hatchery Chinook over 12 inches in length.

(iii) Night closure in effect.

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REPEALER

The following section of Washington Administrative Code is repealed, effective June 24, 2023:

WAC 220-312-05000C Freshwater exceptions to statewide rules—Eastside. (23-92)