

March 20, 2006

Pacific Fishery Management Council
7700 NE Ambassador Place
Suite 200
Portland Oregon,
97220 1384

SUBJECT: RECREATIONAL Season setting Options for 2007

ATTENTION: Charles A. Tracy, Staff Officer, PFMC

Good Morning Chuck:

Upon Review of the PFMC Pre-Season Report II I would like to provide considered testimony into the Public Process.

Issue : 8.2 Recreational - page 12 next to the last paragraph states “Option III requires closure of the Tillamook Head to Cape Falcon area beginning August 1 to reduce impacts to overfished rockfish species”.

Phone conversation with Don Bodenmiller, ODFW Staff at ODFW Newport Oregon who received input from Eric Schlindler, ODFW Supervising Biologist of Marine Resources Program, Newport Oregon and conversation with ODFW Staff assigned to Groundfish Management Team (GMT) indicated to me that there is NO BIOLOGICAL REASON to implement this action in any Recreational Option.

I am of the opinion that this option should be removed from the option package.

RATIONAL: Fishing North of Falcon by Garibaldi Oregon Charter Boats and Recreational Fishermen has not only been a traditional fishery in August targeting Coho with some additional harvest of nearshore rockfish, it is a very important part of the economic income to Tillamook County Oregon.

Fishing North of Falcon between Tillamook Head and Cape Falcon also has provided opportunity for boats that launch off the beach at Cannon Beach Oregon to participate in the Coho opportunity in the month of August when weather is at its best.

ODFW has confirmed there is NO BIOLOGICAL REASON to close this fishery based on “*overfished rockfish species*”, I urge the PFMC Council Members to strike this option from the package and base their decisions on Science.

Thank-you for the opportunity to provide considered testimony into the 2007 Salmon Season setting process.

**Don Stevens
4505 E. Portland Rd
Newberg, Oregon 97132
503 537 0976
Spirit.Spirit@verizon.net**

File

**Cc Representative Debbie Boone
Senator Betsy Johnson
Mark Labhart, Tillamook County
Tim Josi, Tillamook County
Butch Smith, SAS
Richard Heap, SAS
Mike Sorenson, SAS
Port of Garibaldi
Pacific City Chamber
Garibaldi Marina
Tillamook Anglers
Paul Hanneman
Frank Warrens, PFMC
Rod Moore, PFMC**

Subject: Comments to PFMC: RECREATIONAL SALMON SEASON 2007

From: J Holloway <manleydesign@comcast.net>

Date: Wed, 21 Mar 2007 10:49:36 -0700

To: Chuck Tracy <Chuck.Tracy@noaa.gov>

CC: Garibaldi Charters <fishon@garibaldicharters.com>, Walter Chuck <the4chucks@hotmail.com>, Dennis Richey <denn2311@comcast.net>, Don Stevens <spirit.spirit@verizon.net>

March 21, 2007

**Pacific Fishery Management Council
7700 NE Ambassador Place Suite 200
Portland Oregon, 97220**

SUBJECT: RECREATIONAL Season setting Options for 2007

ATTENTION: Charles A. Tracy, PFMC

Chuck,

The Recreational Fishing Alliance, Oregon Chapter, and Oregon Anglers is in full support of the contents of the attached letter submitted to the PFMC by Mr. Don Stevens on March 20, 2007.

We find it odd that a fishery with minimal impacts on overfished rockfish species would be closed to protect those stocks while the fishery with direct impacts would be left open. There are management measures in place with Oregon Dept. of Fish & Wildlife to address impacts on these species. Inseason tracking of these impacts is ongoing throughout the year. These measures are designed to have the greatest effect on this bycatch.

Area closures and depth restrictions, if necessary, would provide a much greater result than a salmon fishery closure.

Sincerely,

**John Holloway,
Rec. Fishing Alliance
Oregon Anglers
503-452-7919**

Comment RECREATIONAL SEASON 2007.doc

Content-Type: application/msword

Content-Encoding: base64

March 21, 2007

Pacific Fishery Management Council
7700 NE Ambassador Place
Suite 200
Portland, Oregon
97220 1384

SUBJECT: COMMERCIAL TROLL OREGON, Season setting Options for 2007

ATTENTION: Charles A. Tracy, Staff Officer, PFMC

Good Morning Chuck:

Upon Review of the PFMC Pre-Season Report II I would like to provide considered testimony into the Public Process.

Issue: Commercial Troll – page 11 next to the last paragraph states “Options II and III North of Cape Falcon have dropped the option for Oregon permitted vessels to land their fish in Garibaldi, Oregon. The intent of this change is to reduce variability in monitoring landings inseason to ensure the relatively small Chinook quota north of Cape Falcon is not exceeded.”

Several phone conversations with Doug Milward, WDFW and Eric Schindler ODFW as well as numerous email exchanges have produced attached Exhibit I.

Having been a past member of the Salmon Advisory Subpanel, (SAS) to PFMC for 9+ years had the experience of participating in numerous “In-Season” Conference calls concerning the North of Falcon (NOF) Salmon Troll fishery. I feel my comments are relevant. Some years as few as 1 or 2 calls occurred other years as many as 10 or more occurred. All of the participants preferred the years of just 1 or 2 calls.

Throughout these calls the NOF Chinook Troll Quota was the main topic. Some calls did deal with NOF Coho Quota. NMFS always had the final say based on input from the SAS Advisors, Salmon Technical Team (STT) members, the States of Oregon and Washington and on some calls interested members of the Washington and Oregon Salmon Troll Fleets.

It should be noted that the NOF Troll Chinook quotas have been very low in past years. Reasons included, preseason predictions of low returns of Snake River Fall Chinook, low returns of Spring Creek Hatchery Tule Chinook, low returns of Lower River Coweeman Tule Chinook to name a few. 2007 pre-season abundance although low is nothing new.

In past years Oregon and Washington SAS members negotiated throughout the March and April season-setting process and attempted to come to agreement as to how to access the quotas in a reasonable and rational way. This was not always accomplished in the end as WDFW and ODFW some years changed the season structure on the Council (PFMC) floor at the eleventh hour. Some Council members may remember the “End Runs” in the past decade or two. I do.

It appears clear to me that once again WDFW and ODFW are pushing their agenda when it is not necessary. An End Run? I don't know.

2007 preseason predictions indicate once again the Lower River Chinook (LRC) are in low abundance. It appears NMFS has pulled another stock from the deck and are using new stocks of concern within the LRC Evolutionary Significant Unit (ESU).

Phone conversation with NMFS (Kope 3/22,2007) indicated that the joint staffs of NMFS/WDFW/ODFW have chosen the Grays River, as it appears to be the weakest component of the LRC/ESU. I was unaware that ODFW was involved in these discussions to any degree.

Exhibit I indicates the following information:

Deliveries of Chinook from NOF to Garibaldi is an important part of many Oregon Trollers business plan as dictated by the landing data. 41% of the Chinook landings from ODFW Area 2 (WDFW Area 1) came from North of Cape Falcon in 2006 and were landed into Garibaldi Oregon. This is not a new trend and has become a standard practice. Curtailing the deliveries into Garibaldi or Closing Oregon Area 2 to Salmon Trolling is not acceptable.

The 2007 Options for Troll Chinook Quota fisheries NOF are very low with choices of 50 Chinook weekly possession and landing limits in Options II and III and 75 Chinook in Option I. These proposed Options are not at all unusual NOF and have been used in 2001, 2003, 2004 and one in-season adjustment (2005) the landing and possession limit went as low as 30 Chinook.

Reviewing the attached e-mail responses from ODFW it is quite clear that Oregon Salmon Trollers have had as much flexibility as Washington Salmon Trollers in past opportunity NOF. This flexibility should not be changed.

It should be additionally noted that Oregon Salmon Trollers have been held to a higher standard than Washington Salmon Trollers in that they must call-in to ODFW upon any landing of Chinook or Coho caught NOF.

“Oregon State regulations require all fishers landing salmon into Oregon from any fishery between Ledbetter Point, Washington and Cape Falcon, Oregon must notify ODFW within one hour of delivery or prior to transport away from the port of landing by calling 541-867-0300 EXT. 271. Notification shall include vessel name and number of salmon by species, port of landing and location of delivery, and estimated time of delivery.”

The language above has been observed and implemented on a continuing basis since 2001 with delivery of Chinook and Coho caught NOF into Garibaldi.

It should be additionally noted that the Coho quota NOF has been increased for 2007 and should be accessible by all trollers fishing NOF and weekly landing and possession limits should be allowed to be delivered into Garibaldi, Oregon.

There is no valid reason to change the delivery language into Garibaldi as suggested by ODFW pre-season.

Issue 2. One additional note is a new proposal to close the Area from Ledbetter Pt. Washington to Cape Falcon Oregon for the 2007 Troll season.

It should be quite obvious to all Council (PFMC) members that 2007 is a different year with different abundance's, particularly Klamath Fall Chinook and there will most likely be less effort by Oregon Salmon Trollers NOF. **THIS IS NOT A REASON TO CLOSE THE AREA** and provide the entire quota to Washington Licensed Salmon Trollers exclusively north of Ledbetter Point when the impacts would be very similar. Closing one area over the other has little if any affect on the impacts to Lower River Tule Chinook and provides a “Special” fishery for Washington Troll License holders.

What's next a Chinook Fin-Clipped retention fishery?

I urge the Council (PFMC) to maintain the area from Leadbetter Point, Washington to Cape Falcon Oregon OPEN to all Washington and Oregon Salmon Trollers and maintain as well the opportunity for Oregon Salmon Trollers to deliver into Garibaldi Oregon by adopting the language in Option I (U.S. Canadian Border to Cape Falcon).

I also urge the Council (PFMC) to adopt Option I North of Falcon and validate the Canadian interceptions this spring (2007) as CDFO has indicated through news releases the landings are well below the small quotas adopted for Canadian Troll.

Thank-you for the opportunity to provide considered testimony into the 2007 Troll Salmon Season setting process.

Don Stevens
4505 E. Portland Rd
Newberg, Oregon 97132
503 537 0976
Spirit.Spirit@verizon.net

File

CC Representative Debbie Boone
Senator Betsy Johnson
Mark Labhart, Tillamook County
Tim Jose, Tillamook County
Paul Heikkila, SAS
Port of Garibaldi
Pacific City Chamber
Garibaldi Marina
Tillamook Anglers
Paul Hanneman
Frank Warrens PFMC
Rod Moore PFMC
Bill Hogarth NOAA Fisheries

Don

----- Original Message -----

From: [Eric Schindler](#)

To: spirit.spirit@verizon.net

Cc: [Doug Milward](#) ; [FOSTER Craig A](#) ; [MELCHER Curt](#) ; [Robert Ames](#)

Sent: Monday, January 29, 2007 3:39 PM

Subject: More on: RE: Request for Information

Don: I also had our crew put together the spring (May-June) vs. summer (July-September) splits in state of residence for the Columbia River catch area troll landings. For the spring fishery: 31 boats with Washington residence (27%), 80 boats with Oregon residence (70%), and 3 boats with California residence (3%). In the summer fishery: 6 boats with Washington residence (17%) and 29 boats with Oregon residence (83%).

~~~~~

**Eric Schindler, Supervising Biologist**

**Oregon Dept. of Fish and Wildlife**

**Marine Resources Program**

**2040 SE Marine Science Dr.**

**Newport, OR 97365**

**(541)867-0300 x252**

**e-mail: [eric.d.schindler@state.or.us](mailto:eric.d.schindler@state.or.us)**

**FAX: (541)867-0311**

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**From:** Eric Schindler

**Sent:** Monday, January 29, 2007 3:22 PM

**To:** 'spirit.spirit@verizon.net'

**Cc:** Doug Milward; FOSTER Craig A; MELCHER Curt; 'Robert Ames'

**Subject:** RE: Request for Information

Don: From the 2006 ocean salmon commercial seasons North of Cape Falcon, we had landings into Oregon from a total of 125 separate troll vessels. Of those vessels,

ownership/residence by state split out with 34 from Washington (27%), 88 from Oregon (70%), and the remaining 3 from California (2%).

~~~~~

Eric Schindler, Supervising Biologist

Oregon Dept. of Fish and Wildlife

Marine Resources Program

2040 SE Marine Science Dr.

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FAX: (541)867-0311

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From: spirit.spirit@verizon.net [mailto:spirit.spirit@verizon.net]

Sent: Monday, January 29, 2007 7:42 AM

To: Eric Schindler

Cc: file; Doug Milward

Subject: Request for Information

Good Morning Eric

I was talking to Doug last week about the encounter study that WDF/Makah has been doing NOF . Makah Bio's have indicated they would like to do a similar study off the River. Of course it is not my call so I forwarded the email to Paul Heikkila for discussion within the fleet.

I have a request. Can you provide me with the number of individual trollers participating in the 2006 fishery NOF and if they were listed as Washington or Oregon residents. Doug said you would have access to this info. I don't want specific names or boat names, nothing confidential.

I received a call last week that Washington boats with Oregon licenses were fishing (legally) off the river and delivering into Oregon in 2006. I would like to know if the boats fishing off the river were Oregon or Washington residents.

Any help you might provide would be appreciated.

Thanks

Don

P.S. Craig called Friday and said the Klamath Natural Escapement would be available this week from Klamath Tech Team meeting and now that CDF&G has their CWT's up the Credit Card debt can be assumed before total expansion. Cursury review indicated Cal trollers had lower debt than Ore Trollers.

Subject: [Fwd: G-2 Commercial ocean salmon options]
From: PFMC Comments <pfmc.comments@noaa.gov>
Date: Mon, 26 Mar 2007 08:20:55 -0700
To: Chuck Tracy <Chuck.Tracy@noaa.gov>

Subject: G-2 Commercial ocean salmon options
From: lucky50@humboldt1.com
Date: Thu, 22 Mar 2007 21:07:47 -0700 (PDT)
To: pfmc.comments@noaa.gov

Dear Councilmembers,

For the 2007 ocean commercial ocean salmon options from the OR/CA border to Pt. Arena, we would like to see you adopt option II. Many of our members count on a Salmon fishery on the North Coast and after a meager crab and beach fish season following last years complete salmon closure option II provides a glimmer of hope to starving families. Local fish processors and local seafood markets that depend on KMZ salmon are completely out and any relief we can get will be greatly appreciated. If option II is not chosen option III is an acceptable alternative. Thanks for your consideration.

Mike Zamboni
CA Commercial Beach Fishermen's

G-2 Commercial ocean salmon options	Content-Type: message/rfc822 Content-Encoding: 7bit
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Jay Beckman
F/V Legacy II
P.O. Box 1159
Cannon Beach, OR 97110
503-436-9659

Sunday, March 25, 2007

Dear Pacific Fish Management Council:

We, the Oregon Trollers, would like to emphasize the importance of the North of Falcon Fishery to the Oregon licensed trollers. Many of us have fished the Northern Coast for many years and have counted on this area to supply us with a portion of our income. We consider this area part of our backyard. The proximity to our homes and home ports make this ideal fishing grounds for many of us at different times thorough out the season.

We would like to respectfully request the opportunity to continue to fish Area 2. We lost opportunity to fish in the Federal waters North of Leadbetter (Area 1) two years ago and under **no circumstances** would we understand if a ruling was made that would cut us out of the waters adjacent to our Oregon land, ports, and homes.

Clearly most of the Oregon Trollers will be fishing South of Falcon in 2007 however, we do not want to give up the option to fish North if needed. Additionally, we will all be fishing for the same fish in Area 1 and 2 so it makes no sense to allow the quota in Area 1 to be given only to Washington Trollers.

Limiting the delivery to exclude Garibaldi is a total disregard for the fishermen's business and the buyers at Garibaldi. We have diligently followed rules about call-ins, above any restrictions put on Washington Trollers, so penalizing Oregon by limiting free market sales appears to have some other agenda.

Please feel free to contact me if I can provide additional information on the importance of this decision to our livelihood.

Sincerely,

Jay Beckman

Pacific Fishery Management Council
April 2-6, 2007 Meeting
Seattle, Washington

Item #G.2 – b & K 4/3/07

March 30, 2007

Council Members,

I am sending this request instead of testifying in person because I have to attend CDFG meetings on April 3rd, in Klamath, Ca. and April 5th, in Weaverville, Ca. for In-River Sports Harvest Regulations for Fall Chinook. It is very imperative that I attend these meetings, as we will be determining the rate at which the Klamath and Trinity Rivers Sports Fishermen will be able to harvest Fall Chinook. Therefore we the Trinity River Fisheries Group request that you the PFMC choose option #1 as the best option for the In-River Sports Harvest for the following reasons.

1. The TRRP has worked very hard to create more spawning grounds within the upper 40 miles of the Trinity River. We still have more work to be done but we do not have at this time sufficient area to accommodate a large Fall Chinook Run this year.
2. The Klamath basin has already been declared a DRY WATER YEAR and the Trinity is on the verge of being declared a DRY WATER YEAR. This will mean that the over all the K-T basin is in a DRY WATER YEAR and that the water supplies will be very short to provide a good quality of water for fall run spawners on both sides of the basin. If you will remember this happened in 2002.
3. 2,000cfs water flows at Terwer Gauge, near the 101brigde, on the Klamath, is one of the key triggers for extra water flows. At this time I don't believe the other trigger, 120,000 fish at the mouth, will occur but the need for extra water will have to be considered in order to provide spawning temperatures for the salmon on both sides of the basin.
4. It would be far better to harvest these salmon, "thinning of the herd" so to speak, rather than allowing them to die. If the fishermen were allowed to help reduce the numbers it would help to prevent over loading of the spawning grounds in warm low water which could lead to the in-river escapement goal that we are ALL striving for and help to provide a healthy fishery.
5. The allotment of a good salmon season this year, could help bolster the local coastal and in-river economies to the point that some economical relief would occur to help alleviate the disaster that happened last year.

You must remember that the Trinity provides 50 - 56% of the healthy fish that provides fish for the KMZ and that the TRRP is working very hard to increase these numbers to the pre-dam era when the whole basin provided a livable economy for the north coast.

We thank you for your consideration. In-River Sportsmen and Trinity River Fisheries Group

Respectfully,


E.B. Duggan, Representative