



PETITION FOR ADOPTION, AMENDMENT, OR REPEAL OF A STATE ADMINISTRATIVE RULE

Print Form

In accordance with RCW 34.05.330, the Office of Financial Management (OFM) created this form for individuals or groups who wish to petition a state agency or institution of higher education to adopt, amend, or repeal an administrative rule. You may use this form to submit your request. You also may contact agencies using other formats, such as a letter or email.

The agency or institution will give full consideration to your petition and will respond to you within 60 days of receiving your petition. For more information on the rule petition process, see Chapter 82-05 of the Washington Administrative Code (WAC) at http://apps.leg.wa.gov/wac/default.aspx?cite=82-05.

CONTACT INFORMATION (please type or print)

Petitioner's Name Steve Gacke
Name of Organization Naselle River Anglers
Mailing Address 773 salmon Creek Road
City Naselle State WA Zip Code 98638
Telephone 360-484-3841 Email gackes@wwest.net

COMPLETING AND SENDING PETITION FORM

- Check all of the boxes that apply.
Provide relevant examples.
Include suggested language for a rule, if possible.
Attach additional pages, if needed.
Send your petition to the agency with authority to adopt or administer the rule. Here is a list of agencies and their rules coordinators: http://www.leg.wa.gov/CodeReviser/Documents/RClist.htm.

RECEIVED
APR 25 2013
FISH AND WILDLIFE COMMISSION

INFORMATION ON RULE PETITION

Agency responsible for adopting or administering the rule: WDFW

1. NEW RULE - I am requesting the agency to adopt a new rule.

The subject (or purpose) of this rule is:

The rule is needed because:

The new rule would affect the following people or groups:

2. AMEND RULE - I am requesting the agency to change an existing rule.

List rule number (WAC), if known: WAC 232-28-619.

I am requesting the following change: Naselle River from the Hwy. 4 Bridge to the Crown Mainline (Salme) Bridge Year round - Internal combustion engines prohibited.

This change is needed because: Please see the attached text.

The effect of this rule change will be: improve safety and the fishing experience for bank fishermen and reduce environmental concerns as a result of prop wash.

The rule is not clearly or simply stated: _____

3. REPEAL RULE - I am requesting the agency to eliminate an existing rule.

List rule number (WAC), if known: _____

(Check one or more boxes)

It does not do what it was intended to do.

It is no longer needed because: _____

It imposes unreasonable costs: _____

The agency has no authority to make this rule: _____

It is applied differently to public and private parties: _____

It conflicts with another federal, state, or local law or rule. List conflicting law or rule, if known: _____

It duplicates another federal, state or local law or rule. List duplicate law or rule, if known: _____

Other (please explain): _____

WAC 232-28-619

Naselle River

This change is needed because:

The Naselle River is a small stream and has very heavy bank fishing. Several jet sleds were observed in this section of the river during the peak of the late Coho run (late November thru early December) The operators of these boats had no regard for the bank fisherman or the environmental impacts as a result of the prop wash. One wading fisherman had a near miss incident on a blind curve while a jet sled was traveling at a high rate of speed downstream. The resulting turbidity and disturbances impacted the ability to catch fish and evidently the prop wash onto the shoreline was substantial. Most of this section of river is open and accessible for public fishing. This rule change will improve safety, reduce environmental impacts and improve the fishing experience for fisherman. A large number of fisherman and landowners support this rule change.

The fish runs on the Naselle are improving which will increase the fishing pressure. We expect a higher rate of incident if the rule is not adopted.

FAX TRANSMITTAL LETTER

Date April 23, 2013

To: Lori Preuss

From: Steve Gacke

Subject: Rule Change for the Naselle River

Number of pages including cover letter 4