

**PROPOSAL 142 - 5 AAC 21.350. Closed waters.** Close waters within one statute mile of the terminus of Kustatan, Drift, and Big rivers, and Bachatna Creek; as measured from mean lower low water, to commercial fishing, as follows:

5 AAC 21.350. CLOSED WATERS.

(a) Salmon may not be taken in any of the waters listed in this section.

COOK INLET AREA

100

(b) Central District

(1) within one statute mile of the terminus of any of the following salmon streams: Kasilof River, Deep Creek, Stariski Creek, and Anchor River;

(2) Crescent River: east of a line from an ADF&G regulatory marker located approximately one mile west of the terminus of the Crescent River to the northernmost tip of Chisik Island, south of the latitude of an ADF&G marker located approximately one mile north of the terminus of the Crescent River, and within a three-mile radius from the terminus of the Crescent River at mean high tide;

(3) Kenai River: waters enclosed by a line from the southern ADF&G regulatory marker at the mouth of the Kenai River (60° 30.32' N. lat., 151° 17.05' W. long.) to the Coast Guard channel marker 1 KE located at 60° 31.30' N. lat., 151° 20.50' W. long. To the northern ADF&G regulatory marker at the mouth of the Kenai River (60° 34.09' N. lat., 151° 19.30' W. long.); and, in the area between a line bearing 235° from the northern ADF&G regulatory marker and the Kenai River mouth, those waters within one mile of the mean high tide mark and, in the area between the southern ADF&G regulatory marker and the Kenai River mouth, those waters within one and one-half miles of the mean high tide mark;

(4) Ninilchik River,

(A) within one statute mile of the river terminus;

(B) between the latitude of an ADF&G regulatory marker located approximately one statute mile north of the Ninilchik boat harbor entrance and the latitude of Anchor Point Light (59° 46.15' N. lat.) and extending offshore for a distance of one statute mile from mean lower low water;

(5) on the west side of the Central District from the northern boundary of the district south to Harriet Point (60° 23.75' N. lat., 152° 14.00' W. long.),

(A) within one statute mile of the terminus, at **mean lower low water**, of the Kustatan River and the Drift River;

(B) within one statute mile of the terminus, at mean lower low water, of Cannery

Creek;

(C) within one statute mile of the terminus, **at mean lower low water of Big River and Bachatna Creek;**

(D) within 500 yards of the terminus, at mean high tide, of any anadromous fish stream;

(E) within 900 feet of the stream bed or channel of any anadromous fish stream throughout the intertidal portion of that stream out to the lower low water mark.

(6) Packers Creek: waters enclosed by a line from the south ADF&G regulatory marker located at 60° 26.11' N. lat., 151° 55.66' W. long., to 60° 25.33' N. lat., 151° 55.00' W. long., to 60° 25.31' N. lat., 151° 52.68' W. long., to 60° 26.42' N. lat., 151° 51.71' W. long., to the north ADF&G regulatory marker located at 60° 26.42' N. lat., 151° 53.32' W. long.

(c) Northern District

(1) within one statute mile of the terminus of any of the following salmon streams: Swanson Creek, Bishop Creek, Three-mile Creek, Chuit River, Nikolai Creek, and McArthur River; COOK INLET AREA 101

(2) Turnagain Arm and Knik Arm: east of a line from 61° 02.35' N. lat., 150° 23.64' W. long., to the site of the old West Point light on Fire Island, along the eastern shore of Fire Island to North Point, to 61° 14.64' N. lat., 149° 59.55' W. long.

(d) Southern District

(1) northeast of a line from an ADF&G regulatory marker at 59° 44.50' N. lat., 151° 02.10' W. long., to an ADF&G regulatory marker on the shore one-half statute mile southwest of the terminus of Swift Creek at 59° 47.15' N. lat., 151° 05.45' W. long.;

(2) waters of China Poot Bay south and east of the Homer Electric Association power line;

(3) waters of Sadie Cove south of 59° 30.00' N. lat.;

(4) waters of Tutka Bay southeast of 59° 25.50' N. lat.;

(5) waters of Jakalof Bay south of 59° 28.07' N. lat.;

(6) waters of Seldovia Bay south of a line from an ADF&G regulatory marker located at 59° 25.09' N. lat., 151° 42.57' W. long., to an ADF&G regulatory marker located at 59° 24.84' N. lat., 151° 43.06' W. long.;

(7) waters of Port Graham Bay south of 59° 20.44' N. lat.;

(8) Northshore Subdistrict.

(e) Kamishak Bay District: waters of Cottonwood Bay west of a line from an ADF&G regulatory marker located at 59° 38.39' N. lat., 153° 39.41' W. long., to an ADF&G regulatory marker located at 59° 37.68' N. lat., 153° 39.51' W. long.;

(f) Outer District

(1) waters of Port Chatham east of a line from an ADF&G regulatory marker located at 59° 13.32' N. lat., 151° 43.41' W. long., to an ADF&G regulatory marker located at 59° 12.59' N. lat., 151° 43.55' W. long.;

(2) waters of Windy Bay west of 151° 32.85' W. long.;

(3) waters of Taylor Bay north of a line between ADF&G regulatory markers located approximately at 59° 18.00' N. lat.;

(4) waters of Tacoma Cove and Sunday Harbor east of 151° 01.15' W. long.

(g) Eastern District

(1) waters of Resurrection Bay west of a line from an ADF&G regulatory marker located at the old military dock pilings on the west shore of Resurrection Bay north of Caines Head at

60° 00.48' N. lat., 149° 24.20' W. long., to an ADF&G regulatory marker located near the Seward Airport at 60° 07.49' N. lat., 149° 24.72' W. long.;

(2) king and coho salmon may not be taken in waters of Resurrection Bay north of a line from Cape Resurrection to Aialik Cape;

(3) waters of Aialik Bay north of 59° 53.47' N. lat.

(h) In any bay, estuary, slough, or lagoon less than 300 feet in width at mean low tide.

(i) In all other streams or rivers within 500 yards of the terminus or as posted.

**What is the issue you would like the board to address and why?** Coho salmon stocks on the west side of Cook Inlet (Area's 3 and 4) are being over exploited by commercial drift gillnets. Current regulations listing closed waters for commercial fishing on the West Side of Cook Inlet are not consistent and allow fishing too close the mouths of several rivers. All one statute mile fishing closures around all west side Cook Inlet river mouths should be designated from mean lower low water.

**PROPOSED BY:** Mark Glassmaker

(EF-F16-036)

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