

Submitted by the Alaska Department of Fish and Game and Department of Law.

December 1, 2016

This language differs from Proposal 35 by removing references to within 1,000 feet of beach areas at mean low water in (b)(1) and within 2,500 feet of beach areas at mean low water in b(1)(E). These references are no longer necessary because the areas will be described using GPS coordinates.

Proposed substitute language for Proposal 35

5 AAC 21.330(b)(1) is amended to read:

(b) Set gillnets may be used only in the following locations:

(1) Southern District: [WITHIN 1,000 FEET OF BEACH AREAS THAT AT MEAN LOW WATER ARE CONNECTED BY EXPOSED LAND TO THE SHORE, EXCEPT AS SPECIFIED IN (1)(E) OF THIS SECTION, AND ONLY IN THE FOLLOWING LOCATIONS:]

(A) on Ismailof Island east of 151° 13.10' W. long., and the mainland south of Ismailof Island from 151° 13.10' W. long. [,] to 151° 12.15' W. long., **and inshore of a line from a point off of the northeast shore of Ismailof Island at 59° 36.27' N. lat., 151° 13.10' W. long., to 59° 36.11' N. lat., 151° 12.58' W. long., to 59° 35.65' N. lat., 151° 12.60' W. long., to a point off the eastern entrance to Halibut Cove at 59° 35.70' N. lat. 151° 12.15' W. long.;**

(B) between Barabara Point and a point on the north side of McDonald Spit at 59° 28.49' N. lat., 151° 36.12' W. long., **and inshore of a line between a point off shore of Barabara Point at 59° 29.31' N. lat., 151° 38.20' W. long., and another point near the base of McDonald Spit at 59° 28.80' N. lat., 151° 36.12' W. long.;**

(C) from the north side of McDonald Spit at 59° 28.69' N. lat., 151° 35.25' W. long., east along the outer shoreline of McDonald Spit, and including the entire shoreline of Kasitsna Bay to the headland at the west side of the entrance of Jakolof Bay, **and inshore of a line beginning at a point near the base of McDonald Spit at 59° 28.79' N. lat., 151° 35.58' W. long., to 59° 29.25' N. lat., 151° 34.53' W. long., to 59° 29.33' N. lat., 151° 34.47' W. long., to 59° 29.37' N. lat., 151° 34.20' W. long., to 59° 29.29' N. lat., 151° 33.89' W. long., to 59° 29.00' N. lat., 151° 33.16' W. long., to 59° 28.84' N. lat., 151° 33.18' W. long., to 59° 28.66' N. lat., 151° 33.91' W. long., to 59° 28.30' N. lat., 151° 33.84' W. long., to 59° 28.47' N. lat., 151° 32.68'**

W. long., to 59° 28.39' N. lat., 151° 32.11' W. long., to a point on the east shore of the entrance to Jakolof Bay at 59° 28.16' N. lat., 151° 32.03' W. long.;

(D) the west shore of Seldovia Bay from Point Naskowhak to a point at the latitude of an unnamed creek at 59° 25.19' N. lat., 151° 44.05' W. long., **and inshore of a line starting at Point Naskowhak at 59° 27.37' N. lat., 151° 44.63' W. long., to 59° 27.45' N. lat. 151° 44.41' W. long., to 59° 27.38' N. lat. 151° 44.22' W. long., to 59° 26.96' N. lat. 151° 44.19' W. long., to 59° 26.74' N. lat. 151° 43.78' W. long., to 59° 25.90' N. lat. 151° 44.12' W. long., to 59° 25.19' N. lat. 151° 43.53' W. long.;**

(E) from the old cannery site on the south shore of Port Graham **at 59° 21.06' N. lat., 151° 49.61' W. long. and** along the beach to the point south of English Bay at **59° 20.98' N. lat., 151° 56.77' W. long., and inshore of a line starting at a point in English Bay at 59° 21.41' N. lat., 151° 56.77' W. long., to 59° 21.49' N. lat., 151° 56.31' W. long., to 59° 21.78' N. lat., 151° 56.10' W. long., to 59° 22.07' N. lat., 151° 55.04' W. long., to 59° 22.04' N. lat., 151° 52.37' W. long., to 59° 21.71' N. lat., 151° 51.11' W. long., to 59° 21.66' N. lat., 151° 50.19' W. long., to 59° 21.37' N. lat., 151° 49.01' W. long., to the old cannery in Port Graham located at 59° 21.06' N. lat., 151° 49.61' W. long.** [59° 20.94' N. LAT., 151° 56.77' W. LONG.; SET GILLNETS IN THESE WATERS MAY BE USED WITHIN 2,500 FEET OF BEACH AREAS THAT AT MEAN LOW WATER ARE CONNECTED BY EXPOSED LAND TO THE SHORE;]