

PROPOSAL 221 - 5 AAC 06.341. Vessel specifications and operations. Prohibit tenders, fish buyers, and fish transport vessels from anchoring within 1,500 feet of set gillnet sites, as follows:

Additional subparagraph in 5 AAC 06.341 Vessel Specs and Operation to address tender to set net distance.

5 AAC 06.341 Vessel specifications and operations.

....

(c) No tender, buyer or fish transport vessel shall willfully or intentionally interfere with commercial fishing operations, sites and gear. No tender, buyer or fish transport vessel shall not take mooring, anchor or remain stationary for an extended period within 1,500 feet of an operational set net site.

What is the issue you would like the board to address and why? The issue is tenders encroaching upon set net sites to impede drifters from drifting legal distances from set net sites. In Togiak there is a tender owner that also operates multiple set net sites and he uses his tender to block drifters from fishing legally outside of his sites.

Alaska Statue Sec. 16.10.055 Interference with commercial fishing gear. A person who willfully or with reckless disregard of the consequences, interferes with or damages the commercial fishing gear of another person is guilty of a misdemeanor. For the purposes of this section “interference” means the physical disturbance of gear which results in economic loss of fishing time, the “reckless disregard of consequences” means a lack of consideration for the consequences of one’s acts in a manner that is reasonably likely to damage the property of another.

PROPOSED BY: Togiak Fish and Game Advisory Committee (EF-C15-056)
