

Resolution No. 49-07

A Resolution Creating A Shellfish Protection District  
In Oakland Bay

WHEREAS, Washington State Department of Health, Office of Shellfish Programs, by Final Order issued on November 15, 2006, downgraded the commercial shellfish area classification of a portion of Oakland Bay, specifically North Oakland Bay, from "Conditionally Approved" to "Restricted" (Attachment A);

WHEREAS, Chapter 90.72 RCW requires, by law, any County with tidelands within such boundaries of those effected areas identified in such a 'Final Order' to establish a shellfish protection district and to establish a Clean Water (Shellfish District) Program with elements intended to improve water quality in such shellfish tidelands by decreasing, and, if possible, eliminating nonpoint pollution from stormwater runoff, malfunctioning onsite septic sewage systems; animal pollution not adhering to best management practices and other activities that jeopardize and threaten water quality; and

WHEREAS, Chapter 90.72.045, requires this County's legislative authority, being subject to the 'Final Order' issued by the Washington State Department of Health, Office of Shellfish Programs, to comply with such an order to create such a shellfish protection district when a downgrade of classification occurs; and

WHEREAS, this County's legislative authority intends to comply fully with the 'Final Order' issued on November 16, 2006 by the State of Washington Department of Health, Office of Shellfish Programs; and

WHEREAS, this County's legislative authority also realizes water quality degradation of the marine tidelands and fresh waters of Mason County continues to threaten the public's health and safety and other beneficial uses of these waters for agriculture, fish and wildlife protection and recreation; and

WHEREAS, this County's legislative authority further recognizes maintaining the highest levels of water quality is paramount to sustaining the livelihood of Mason County, this Puget Sound region, and to the greater environment; and

WHEREAS, this County's legislative authority wishes to be an active participant in helping to work towards curing the problems facing water quality in the area;

WHEREAS, this County's legislative authority has established the boundary of the present Shellfish District based upon the best available scientific information and data identifying any and all possible related sources and areas of origin of all possible nonpoint pollution effecting the water quality of the area as identified in the 'Final Order' issued on November 16, 2006 by the State of Washington Department of Health, Office of Shellfish Programs; and

NOW, THEREFORE, BE IT RESOLVED that a shellfish protection district shall be established encompassing the area within the boundaries shown on "Attachment B".

Resolution No. 49-07

PASSED this 15 day of May, 2007

ATTEST:

Rebecca S. Rogers  
Rebecca S. Rogers, Clerk of the Board

BOARD OF MASON COUNTY  
COMMISSIONERS

Lynda Ring Erickson  
Lynda Ring Erickson  
Chair

APPROVED AS TO FORM:

T J Martin  
T J Martin, Deputy Prosecuting Attorney

Tim Sheldon  
Tim Sheldon  
Commissioner

Ross Gallagher  
Ross Gallagher  
Commissioner



Attachment A

RECEIVED

OCT 13 2006

HEALTH SERVICES, EH

STATE OF WASHINGTON  
DEPARTMENT OF HEALTH  
OFFICE OF SHELLFISH AND WATER PROTECTION  
PO Box 47824 • Olympia, Washington 98504-7824  
(360) 236-3330 • TDD Relay Service: 1-800-833-6388

October 11, 2006

Debbie Riley, R.S., Manager  
Environmental Health  
Mason County Department of Health Services  
Post Office Box 1666  
Shelton, Washington 98584

Dear Ms. Riley:

The Office of Shellfish and Water Protection is reclassifying a portion of the Oakland Bay commercial shellfish growing area in Mason County from ***Conditionally Approved*** to ***Restricted***. We anticipate that the reclassification will be finalized by November 15, 2006. This change in classification was prompted by the results of marine water quality data. The review indicates that marine water quality in a portion of the ***Conditionally Approved*** area fails the water quality standards for that classification and must be downgraded to a ***Restricted*** classification, according to the requirements of the NSSP.

The area being reclassified is identified by boundary lines in Figure 2 of the enclosed Triennial Report of Oakland Bay.

If you have any questions, please contact Debby Sargeant at (360) 236-3320.

Sincerely,

Maryanne Guichard  
Office Director

Enclosure





