Chapter 220-85 WAC
COMMERCIAL LICENSE MORATORIUM ADVISORY REVIEW BOARD REGULATIONS

WAC 220-85-015 License moratorium review boards. The director shall appoint advisory boards of review as necessary to hear appeals pursuant to the commercial salmon license moratorium, the salmon charter boat license moratorium, commercial herring license moratorium and the Puget Sound commercial crab license moratorium (chapter 75.30 RCW).

WAC 220-85-030 Moratorium advisory review boards—Secretarial and investigative assistance, place of hearings. The department shall provide advisory review boards with such secretarial or investigative help as may be necessary to conduct the hearings and to report its decision to the director. The department shall furnish and/or arrange accommodations for the boards to conduct their hearings.

WAC 220-85-040 Moratorium advisory review boards—Director's action on license applications—Reasons stated in writing. Whenever the director shall reject or deny an application for a commercial salmon fishing license,
vessel delivery permit, salmon charter boat license or Puget Sound crab license endorsement, his decision shall be in writing and give the reason(s) therefor.

[Statutory Authority: RCW 75.08.080. 81-01-042 (Order 80-194), § 220-85-040, filed 12/11/80; Order 1193, § 220-85-040, filed 3/4/75.]

WAC 220-85-050 Moratorium advisory review boards—Who may appeal. Any person aggrieved by a decision of the department pursuant to chapter 75.30 RCW, may voluntarily request that a board of review be impaneled to hear his case.

[Statutory Authority: RCW 75.08.080. 84-05-046 (Order 84-11), § 220-85-050, filed 2/21/84; 81-01-042 (Order 80-194), § 220-85-050, filed 12/11/80; Order 1193, § 220-85-050, filed 3/4/75.]

WAC 220-85-060 Moratorium advisory review boards—Proceedings to be informal—Rules of evidence inapplicable—Record to be kept. The hearing before the advisory review board shall be informal and the rules of evidence shall not be applicable to the proceedings. A record of the proceedings shall be kept as provided by chapter 34.04 RCW.

[Statutory Authority: RCW 75.08.080. 81-01-042 (Order 80-194), § 220-85-060, filed 12/11/80; Order 1193, § 220-85-060, filed 3/4/75.]

WAC 220-85-070 Moratorium advisory review boards—Appeals—Requirements—Form for appeal. (1) Appeals by an aggrieved person pursuant to chapter 75.30 RCW, from determinations of the department shall be in writing and should include:

(a) A concise statement of why the appeal is made,

(b) The basis upon which the aggrieved person believes a different decision should be made,

(c) A statement of any other relevant facts.

(2) Appeals must be postmarked within thirty days of the date of denial, or received in person at the department of fisheries not more than thirty days from the date of denial. The director may waive the thirty day requirement for good cause.

(3) The appeal may be in any written form; however, the department will furnish or make available upon request a form that can be used for making appeals pursuant to the provisions of these regulations.

[Statutory Authority: RCW 75.08.080. 84-05-046 (Order 84-11), § 220-85-070, filed 2/21/84; 81-01-042 (Order 80-194), § 220-85-070, filed 12/11/80; Order 1193, § 220-85-070, filed 3/4/75.]

WAC 220-85-080 Moratorium advisory review boards—Appeals—Time for scheduling hearings—Conduct of hearings. Upon receipt of a written request for a hearing before an advisory review board, the department shall set the time, place, and date of hearing to take place within thirty days from the time of receipt of said written request or as soon thereafter as a board may be convened.

(1) The department shall inform all parties as to the date, time and place of hearing at least seven days prior to the hearing, except that the board can by agreement or for good cause shown shorten the notice requirement.

(2) The hearing before the advisory review board shall be informal and the board shall:

(a) Have authority to continue or adjourn the proceedings as circumstances may require,