

ALTERNATIVE 2 – proposal 2-XA REGULATIONS

Subsections 632(a); 632(b)(1) through 632(b)(5); 632(b)(26) through 632(b)(101), Title 14, CCR remain unchanged.

Subsections 632(b)(6) through 632(b)(25), Title 14, CCR are amended to read:

§ 632. Marine Protected Areas (MPAs), Marine Managed Areas (MMAs), and Special Closures.

...

~~(6) Manchester and Arena Rock State Marine Conservation Area.~~ Point Arena State Marine Reserve.

(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed:

~~39° 00.30' N. lat. 123° 41.90' W. long.;~~

~~39° 00.30' N. lat. 123° 44.40' W. long.;~~

~~38° 58.30' N. lat. 123° 45.60' W. long.; and~~

~~38° 57.50' N. lat. 123° 43.70' W. long.~~

38° 57.35' N. lat. 123° 44.50' W. long.;

38° 59.30' N. lat. 123° 44.50' W. long.;

38° 59.30' N. lat. 123° 46.00' W. long.;

38° 56.40' N. lat. 123° 46.00' W. long.; and

38° 56.40' N. lat. 123° 43.82' W. long.

(B) Take of all living marine resources is prohibited ~~except:~~

~~1. Only the following species may be taken recreationally: finfish, red abalone, chiones, clams, cockles, rock scallops, native oysters, crabs, lobster, ghost shrimp, sea urchins, and marine worms except that no worms may be taken in any mussel bed unless taken incidentally to the take of mussels.~~

~~2. Only the following species may be taken commercially: finfish, crabs, ghost shrimp, jackknife clams, sea urchins, algae except giant kelp and bull kelp and worms except that no worms may be taken in any mussel bed, nor may any person pick up, remove, detach from the substrate any other organisms, or break up, move or destroy any rocks or other substrate or surfaces to which organisms are attached.~~

(7) Point Arena State Marine Conservation Area.

(A) This area is bounded by straight lines connecting the following points in the order listed ~~except where noted:~~

38° 59.30' N. lat. 123° 46.00' W. long.;

38° 59.30' N. lat. 123° 47.92' W. long.; thence southward along the three nautical mile offshore boundary to

38° 56.40' N. lat. 123° 48.35' W. long.;

38° 56.40' N. lat. 123° 46.00' W. long.; and

38° 59.30' N. lat. 123° 46.00' W. long.

(B) Take of all living marine resources is prohibited ~~except:~~

1. Only the following may be taken recreationally: pelagic finfish [subsection 632(a)(3)] by hook and line except for salmon by trolling [subsection 27.80(a)(3)] only.

2. Only the following may be taken commercially: pelagic finfish [subsection 632(a)(3)] by hook and line except for salmon with troll fishing gear [subsection 182.1(l)] only, and

coastal pelagic species [Section 1.39] except market squid, by round haul net [Section 8750, FGC].

~~(7) Del Mar Landing State Marine Park.~~

~~(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed:~~

~~38° 44.44' N. lat. 123° 30.81' W. long.;~~

~~38° 44.32' N. lat. 123° 30.95' W. long.;~~

~~38° 44.25' N. lat. 123° 30.64' W. long.;~~

~~38° 44.28' N. lat. 123° 30.49' W. long.; and~~

~~38° 44.40' N. lat. 123° 30.37' W. long.~~

~~(B) Take of all living marine resources is prohibited except the recreational take of finfish by hook and line or spear.~~

(8) Black Point State Marine Reserve.

(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed:

38° 42.80' N. lat. 123° 27.36' W. long.;

38° 42.80' N. lat. 123° 30.00' W. long.;

38° 39.50' N. lat. 123° 27.00' W. long.; and

38° 39.50' N. lat. 123° 24.44' W. long.

(B) Take of all living marine resources is prohibited.

(9) Black Point State Marine Conservation Area.

(A) This area is bounded by straight lines connecting the following points in the order listed except where noted:

38° 42.80' N. lat. 123° 30.00' W. long.;

38° 42.80' N. lat. 123° 34.31' W. long.; thence southward along the three nautical mile offshore boundary to

38° 39.50' N. lat. 123° 29.44' W. long.;

38° 39.50' N. lat. 123° 27.00' W. long.; and

38° 42.80' N. lat. 123° 30.00' W. long.

(B) Take of all living marine resources is prohibited except:

1. Only the following may be taken recreationally: pelagic finfish [subsection 632(a)(3)] by hook and line except for salmon by trolling [subsection 27.80(a)(3)] only.

2. Only the following may be taken commercially: pelagic finfish [subsection 632(a)(3)] by hook and line except for salmon with troll fishing gear [subsection 182.1(l)] only, and coastal pelagic species [Section 1.39] except market squid, by round haul net [Section 8750, FGC].

~~(8) Salt Point State Marine Conservation Area.~~

~~(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed:~~

~~38° 35.18' N. lat. 123° 20.49' W. long.;~~

~~38° 34.40' N. lat. 123° 21.35' W. long.;~~

~~38° 33.05' N. lat. 123° 19.58' W. long.; and~~

~~38° 33.55' N. lat. 123° 18.99' W. long.~~

~~(B) Take of all living marine resources is prohibited except:~~

~~1. Only the following species may be taken recreationally: finfish, red abalone, chiones, clams, cockles, rock scallops, native oysters, crabs, lobsters, ghost shrimp, sea urchins, mussels and marine worms except that no worms may be taken in any mussel bed unless taken incidentally to the take of mussels.~~

~~2. Only the following species may be taken commercially: finfish, crabs, ghost shrimp, jackknife clams, sea urchins, algae except giant kelp and bull kelp and worms except that no worms may be taken in any mussel bed, nor may any person pick up, remove, detach from the substrate any other organisms, or break up, move or destroy any rocks or other substrate or surfaces to which organisms are attached.~~

~~(9)(10) Gerstle Cove State Marine Conservation Area Reserve.~~

~~(A) This area lies within the Salt Point State Marine Conservation Area and is bounded by the mean high tide line and a straight line connecting the following points:~~

~~38° 33.93' N. lat. 123° 19.85' W. long.; and~~

~~38° 33.93' N. lat. 123° 19.65' W. long.~~

~~(B) Take of all living marine resources is prohibited except the commercial take of finfish and algae except giant kelp and bull kelp.~~

~~(11) Russian River Estuary State Marine Recreational Management Area.~~

~~(A) This area includes the waters below the mean high tide line eastward of the mouth of the Russian River estuary defined as a line connecting the following two points:~~

~~38° 27.16' N. lat. 123° 07.91' W. long.; and~~

~~38° 27.01' N. lat. 123° 07.74' W. long.~~

~~And westward of the US 101 Bridge.~~

~~(B) Waterfowl may be taken in accordance with the general waterfowl regulations (Sections 502, 550, 551, and 552).~~

~~(C) Take of all living marine resources is prohibited.~~

~~(12) Russian River State Marine Conservation Area.~~

~~(A) This area is bounded by the mean high tide line the mouth of the Russian River estuary as defined by coordinates in subsection 632(b)(11)(A), and straight lines connecting the following points in the order listed:~~

~~38° 27.38' N. lat. 123° 08.58' W. long.;~~

~~38° 26.38' N. lat. 123° 08.58' W. long.; and~~

~~38° 26.38' N. lat. 123° 07.70' W. long.~~

~~(B) Take of all living marine resources is prohibited except:~~

~~1. The recreational take of marine invertebrates, and finfish [subsection 632(a)(2)] except for Chinook salmon.~~

~~2. The commercial take of marine invertebrates except for abalone, and finfish [subsection 632(a)(2)] except for Chinook salmon.~~

~~(10) Fort Ross State Marine Conservation Area.~~

~~(A) This area is bounded by the mean high tide line, the 3 fathom depth contour, and the following points:~~

~~38° 30.71' N. lat. 123° 15.14' W. long.;~~

~~38° 30.57' N. lat. 123° 15.29' W. long.;~~

~~38° 30.35' N. lat. 123° 14.50' W. long.; and~~

~~38° 30.61' N. lat. 123° 14.16' W. long.~~

~~(B) Take of all living marine resources is prohibited except:~~

~~1. Only the following species may be taken recreationally: finfish, red abalone, chiones, clams, cockles, rock scallops, native oysters, crabs, lobster, ghost shrimp, sea urchins, mussels and marine worms except that no worms may be taken in any mussel bed unless taken incidentally to the take of mussels.~~

~~2. The commercial take of all species other than giant kelp (*Macrocystis pyrifera*) and bull kelp (*Nereocystis* spp.) is allowed.~~

~~(11) Sonoma Coast State Marine Conservation Area.~~

~~(A) This area is bounded by the mean high tide line, the 3-fathom depth contour, and the following points:~~

~~38° 22.55' N. lat. 123° 04.64' W. long.;~~

~~38° 22.54' N. lat. 123° 04.78' W. long.;~~

~~38° 19.50' N. lat. 123° 04.80' W. long.; and~~

~~38° 19.40' N. lat. 123° 04.70' W. long.~~

~~(B) Take of all living marine resources is prohibited except:~~

~~1. Only the following species may be taken recreationally: finfish, red abalone, chiones, clams, cockles, rock scallops, native oysters, crabs, lobster, ghost shrimp, sea urchins, mussels and marine worms except that no worms may be taken in any mussel bed unless taken incidentally to the take of mussels.~~

~~2. The commercial take of all species other than giant kelp (*Macrocystis pyrifera*) and bull kelp (*Nereocystis* spp.) is allowed.~~

~~(12)(13) Bodega Head State Marine Reserve.~~

~~(A) This area is bounded by the mean high tide line, a distance of 1000 feet seaward of mean lower low water, and the following points and straight lines connecting the following points in the order listed except where noted:~~

~~38° 19.38' N. lat. 123° 04.47' W. long.;~~

~~38° 19.57' N. lat. 123° 04.71' W. long.;~~

~~38° 18.56' N. lat. 123° 04.33' W. long.; and~~

~~38° 18.71' N. lat. 123° 04.15' W. long.~~

~~38° 20.10' N. lat. 123° 04.04' W. long.;~~

~~38° 20.10' N. lat. 123° 08.38' W. long.; thence southward along the three nautical mile offshore boundary to~~

~~38° 18.00' N. lat. 123° 08.08' W. long.; and~~

~~38° 18.00' N. lat. 123° 03.64' W. long.~~

~~(B) Take of all living marine resources is prohibited.~~

~~(C) In the Bodega State Marine Reserve licensees of the Regents of the University of California and all officers, employees, and students of such university may take, for scientific purposes, any invertebrate or specimen of marine plant life without a permit from the department.~~

~~(D) The director of the Bodega State Marine Reserve may authorize any person to enter the Reserve for the purpose of taking fish, invertebrates, or marine plants for scientific study and to take or possess fish, invertebrates, or marine plants for scientific study.~~

~~(E)(C) Except as permitted by federal law or emergency caused by hazardous weather, it is unlawful to anchor or moor a vessel in the Bodega Head State Marine Reserve without authorization from the reserve director for the purpose of scientific study. the director of the Bodega Marine Laboratory.~~

(D) The director of the Bodega Marine Laboratory may authorize entry into the Bodega Head State Marine Reserve to take, for scientific purposes, any finfish [subsection 632(a)(2)], invertebrate, or marine aquatic plant or algae to any person who also holds a scientific collector's permit from the department under the conditions prescribed by the department.

(E) The director of the Bodega Marine Laboratory may authorize entry into the Bodega Head State Marine Reserve to take, for educational and study purposes, any finfish [subsection 632(a)(2)], invertebrate, or marine aquatic plant or algae to students enrolled in educational programs conducted by the Bodega Marine Laboratory under general conditions outlined in a memorandum of understanding with the department.

(14) Bodega Head State Marine Conservation Area.

(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed except where noted:

38° 18.00' N. lat. 123° 03.64' W. long.;

38° 18.00' N. lat. 123° 08.08' W. long.; thence southward along the three nautical mile offshore boundary to

38° 13.34' N. lat. 123° 03.51' W. long.; and

38° 17.93' N. lat. 123° 03.51' W. long.

(B) Take of all living marine resources is prohibited, except:

1. The recreational take of pelagic finfish [subsection 632(a)(3)] by trolling [subsection 27.80(a)(3)], Dungeness crab by trap, and market squid by hand-held dip net, are allowed.

2. The commercial take of pelagic finfish [subsection 632(a)(3)] by troll fishing gear [subsection 182.1(l)] or round haul net [Section 8750, FGC], Dungeness crab by trap, and market squid by round haul net [Section 8750, FGC], are allowed.

(15) Estero Americano State Marine Recreational Management Area.

(A) This area includes the waters below the mean high tide line within Estero Americano westward of longitude 122° 59.25' W.

(B) Waterfowl may be taken in accordance with the general waterfowl regulations (Sections 502, 550, 551, and 552).

(C) Take of all living marine resources is prohibited.

(16) Estero de San Antonio State Marine Recreational Management Area.

(A) This area includes the waters below the mean high tide line within Estero de San Antonio westward of longitude 122° 58.75' W.

(B) Waterfowl may be taken in accordance with the general waterfowl regulations (Sections 502, 550, 551, and 552).

(C) Take of all living marine resources is prohibited.

~~(13) Tomales Bay State Marine Park.~~

~~(A) This area is bounded by the mean high tide line of Tomales Bay within Tomales Bay Ecological Reserve southeastward of a line drawn between the following two points:~~

~~38° 05.73' N. lat. 122° 49.84' W. long.; and~~

~~38° 05.45' N. lat. 122° 50.57' W. long.~~

~~(B) Take of all living marine resources is prohibited except the recreational hook and line take of species other than marine aquatic plants.~~

~~(C) Only lightweight, hand-carried boats may be launched or operated within the park.~~

~~(D) Waterfowl may be taken in accordance with the general waterfowl regulations (Sections 502, 550, 551, and 552).~~

~~(14)(17) Point Reyes Headlands State Marine Conservation Area Reserve.~~

~~(A) This area is bounded by the mean high tide line, a distance of 1000 feet seaward of mean lower low water, and the following points: and straight lines connecting the following points in the order listed:~~

~~37° 59.73' N. lat. 123° 01.46' W. long.;~~

~~37° 59.73' N. lat. 123° 01.68' W. long.;~~

~~37° 59.40' N. lat. 122° 57.60' W. long.; and~~

~~37° 59.40' N. lat. 122° 57.81' W. long.~~

~~37° 59.90' N. lat. 123° 01.29' W. long.;~~

~~37° 59.90' N. lat. 123° 02.00' W. long.;~~

~~37° 58.98' N. lat. 123° 02.00' W. long.;~~

37° 58.98' N. lat. 122° 57.34' W. long.; and
38° 01.70' N. lat. 122° 55.00' W. long.

(B) Take of all living marine resources is prohibited except the commercial take of finfish and algae other than giant kelp (*Macrocystis pyrifera*) and bull kelp (*Nereocystis spp.*).

(18) Point Reyes Headlands State Marine Conservation Area.

(A) This area is bounded by straight lines connecting the following points in the order listed except where noted:

37° 59.00' N. lat. 123° 02.00' W. long.;

37° 56.71' N. lat. 123° 02.00' W. long.; thence eastward along the three nautical mile offshore boundary to

37° 56.36' N. lat. 122° 57.34' W. long.;

37° 58.98' N. lat. 122° 57.34' W. long.; and

37° 58.98' N. lat. 123° 02.00' W. long.

(B) Take of all living marine resources is prohibited except:

1. Only the following may be taken recreationally: pelagic finfish [subsection 632(a)(3)] by hook and line except for salmon by trolling [subsection 27.80(a)(3)] only, and Dungeness crab by trap.

2. Only the following may be taken commercially: pelagic finfish [subsection 632(a)(3)] by hook and line except for salmon by troll fishing gear [subsection 182.1(l)] only, coastal pelagic species [Section 1.39] by round haul net [Section 8750, FGC], and Dungeness crab by trap.

(15)(19) Estero de Limantour State Marine Conservation Area Reserve.

(A) This area consists of waters below the mean high tide line within Estero de Limantour eastward, and Drakes Estero southward of a line drawn between connecting the following two points:

38° 01.97' N. lat. 122° 55.97' W. long.; and

38° 02.33' N. lat. 122° 55.97' W. long.

38° 02.66' N. lat. 122° 56.89' W. long.; and

38° 02.66' N. lat. 122° 56.15' W. long.

(B) Take of all living marine resources is prohibited except the commercial take of finfish and algae other than giant kelp (*Macrocystis pyrifera*) and bull kelp (*Nereocystis spp.*).

(20) Drakes Estero State Marine Conservation Area.

(A) This area includes the waters below the mean high tide line within Drakes Estero northward of a line connecting the following two points:

38° 02.66' N. lat. 122° 56.89' W. long.; and

38° 02.66' N. lat. 122° 56.15' W. long.

(B) Take of all living marine resources is prohibited except:

1. The recreational take of clams; and

2. Aquaculture of shellfish, pursuant to a valid State water bottom lease and stocking permit.

(21) Point Resistance Rock Special Closure. Special restrictions on boating and access apply to Point Resistance Rock as follows:

(A) A special closure is designated in all areas closer than 300 feet from the mean lower low tide line of any shoreline of Point Resistance Rock, located in the vicinity of 37° 59.92' N. lat. 122° 49.75' W. long.

(B) No person except department employees or employees of the United States Fish and Wildlife Service, National Park Service, or United States Coast Guard, in

performing their official duties, or unless permission is granted by the department, shall enter this area.

(22) Double Point/Stormy Stack Rock Special Closure. Special restrictions on boating and access apply to Double Point/Stormy Stack Rock as follows.

(A) A special closure is designated from the mean high tide line to a distance of 300 feet seaward of the mean lower low tide line of any shoreline of Stormy Stack Rock, located in the vicinity of 37° 56.83' N. lat. 122° 47.14' W. long.

(B) No person except department employees or employees of the United States Fish and Wildlife Service, or United States Coast Guard, in performing their official duties, or unless permission is granted by the department, shall enter this area at any time.

~~(16)~~(23) Duxbury Reef State Marine Conservation Area.

(A) This area is bounded by the mean high tide line, a distance of 1000 feet seaward of mean lower low water, and the following points:

37° 55.52' N. lat. 122° 44.17' W. long.;

37° 55.42' N. lat. 122° 44.31' W. long.;

37° 53.65' N. lat. 122° 41.91' W. long.; and

37° 53.77' N. lat. 122° 42.02' W. long.

(B) Take of all living marine resources is prohibited except: the recreational take of finfish [subsection 632(a)(2)] from shore and abalone.

1. ~~Only the following species may be taken recreationally: Red abalone, Dungeness crab, rock crabs, rockfish (family Scorpaenidae), lingcod, cabezon, surfperch (family Embiotocidae), halibut, flounder, sole, turbot, salmon, kelp greenling, striped bass, steelhead, monkeyface-eel, wolf-eel, smelt, and silversides.~~

2. ~~The commercial take of all species other than giant kelp (*Macrocystis pyrifera*) and bull kelp (*Nereocystis* spp.) is allowed.~~

(24) North Farallon Islands State Marine Reserve

(A) This area is bounded by straight lines connecting the following points in the order listed except where noted:

37° 49.35' N. lat. 123° 7.00' W. long.;

37° 45.70' N. lat. 123° 7.00' W. long.;

37° 45.70' N. lat. 122° 59.07' W. long.; and thence northwestward along the three nautical mile offshore boundary to

37° 49.35' N. lat. 123° 7.00' W. long.

(B) Take of all living marine resources is prohibited.

~~(17) Farallon Islands State Marine Conservation Area.~~

~~(A) This area is bounded by the mean high tide line and a distance of one nautical mile offshore Southeast Farallon and North Farallon Islands.~~

~~(B) Take other than the recreational take of marine aquatic plants is allowed except within the areas described in this section during the stated timeframes.~~

~~(C) All vessels shall observe a five (5) nautical mile per hour speed limit within 1,000 feet of any shoreline in the reserve.~~

~~(D) All commercial abalone and sea urchin diving vessels operating in the reserve shall terminate their vessel engine exhaust system either through a muffler for dry exhaust systems, or below the vessel waterline for wet exhaust systems.~~

~~(E) All commercial abalone and sea urchin diving vessels equipped with an open, deck-mounted air compressor system, while operating in the conservation area, shall have the air compressor's engine exhaust system terminate below the vessel waterline.~~

~~(F) From March 15 through August 15 of each year no vessel shall be operated or anchored less than 300 feet from the shoreline of any of the four islets comprising the North Farallons, including North Farallon, the Island of St. James and the two unnamed islets located between them, in the vicinity of 37° 46' N. lat. 123° 06' W. long., except in the area beginning at a line extending due magnetic from the northernmost point of land on North Farallon and continuing clockwise to a line drawn due west magnetic from the southernmost point of land on North Farallon and in the area beginning at a line drawn due west magnetic from the northernmost point of land on the northernmost of the two unnamed islets extending clockwise to a line drawn due south magnetic from the southernmost point of land on that islet.~~

~~(G) From March 15 through August 15 of each year no vessel shall be operated or anchored less than 300 feet from the shoreline in the area beginning at the south end of Jordan Channel, westward around Indian Head, then generally northward past Great Arch Rock, then generally following the shoreline to a line extending due west from the northernmost point of land on Sugarloaf Island or in the area from the east end of Mussel Flat, generally southward to the northeasternmost point of land on Saddle Rock (Seal Rock) then generally southwest along the northerly shoreline of Saddle Rock to the southwesternmost point of land on Saddle Rock and continuing generally northward to the west end of Mussel Flat, both areas at Southeast Farallon Island.~~

~~(H) Nothing in this section shall prohibit emergency anchorage or vessel operation necessary to protect property or human life.~~

(25) North Farallon Islands Special Closure. Special regulations on boating and access apply to the North Farallon Islands as follows.-

(A) A special closure is established at the islets comprising the North Farallon Islands.

(B) Except as permitted by federal law or emergency caused by hazardous weather, no vessel shall be operated or anchored at any time from the mean high tide line to a distance of 300 feet seaward of the mean lower low tide line of any shoreline of the four islets comprising the North Farallon Islands, including North Farallon Island and the three southern islets, including the Island of St. James, in the vicinity of 37° 46' N. lat. 123° 06' W. long.

(C) No person except department employees or employees of the United States Fish and Wildlife Service, National Oceanic and Atmospheric Administration, or United States Coast Guard, in performing their official duties, or unless permission is granted by the department, shall enter the area defined in subsection 632(b)(25)(B).

(D) All vessels shall observe a five (5) nautical mile per hour speed limit within 1,000 feet of any shoreline of the three southern islets defined in subsection 632(b)(25)(B).

(E) In an area bounded by the mean high tide line and a distance of one nautical mile offshore any of the four islets comprising the North Farallon Islands, the following restrictions apply:

1. All commercial diving vessels operating in the defined area shall terminate their vessel engine exhaust system either through a muffler for dry exhaust systems, or below the vessel waterline for wet exhaust systems.

2. All commercial diving vessels equipped with an open, deck-mounted air compressor system, while operating in the defined area, shall have the air compressor's engine exhaust system terminate below the vessel waterline.

(26) Southeast Farallon State Marine Reserve.

(A) This area is bounded by straight lines connecting the following points in the order listed:

37° 42.60' N. lat. 122° 59.50' W. long.;
37° 42.60' N. lat. 123° 02.00' W. long.;
37° 40.50' N. lat. 123° 02.00' W. long.;
37° 40.50' N. lat. 122° 59.50' W. long.; and
37° 42.60' N. lat. 122° 59.50' W. long.

(B) Take of all living marine resources is prohibited.

(27) Southeast Farallon State Marine Conservation Area.

(A) This area is bounded by straight lines connecting the following points in the order listed except where noted:

37° 42.60' N. lat. 123° 2.00' W. long.;

37° 42.60' N. lat. 123° 5.39' W. long.; thence southward along the three nautical mile offshore boundary to

37° 38.66' N. lat. 122° 59.50' W. long.;

37° 40.50' N. lat. 122° 59.50' W. long.;

37° 40.50' N. lat. 123° 2.00' W. long.; and

37° 42.60' N. lat. 123° 2.00' W. long.

(B) Take of all living marine resources is prohibited except:

1. Only the following may be taken recreationally: pelagic finfish [subsection 632(a)(3)] by hook and line except for salmon by trolling [subsection 27.80(a)(3)] only, and coastal pelagic species [Section 1.39] except for market squid by hook and line.

2. Only the following may be taken commercially: pelagic finfish [subsection 632(a)(3)] by hook and line except for salmon with troll fishing gear [subsection 182.1(l)] only, and coastal pelagic species [Section 1.39] except for market squid by round haul net [Section 8750, FGC] only.

(28) Southeast Farallon Island Special Closure. Special regulations on boating and access apply to the Southeast Farallon Island as follows.-

(A) A special closure is established at the Southeast Farallon Island.

(B) Except as permitted by federal law or emergency caused by hazardous weather, no vessel shall be operated or anchored at any time from the mean high tide line to a distance of 300 feet seaward of the mean lower low tide line of any shoreline EXCEPT for Fisherman's Bay to East Landing, between a line extending from 37° 42.26' N. lat. 123° 01.16' W. long. to 37° 42.31' N. lat. 123° 00.14' W. long. and a line extending from 37° 42.05' N. lat. 123° 00.07' W. long. to 37° 41.69' N. lat. 123° 00.00' W. long.

(C) No person except department employees or employees of the United States Fish and Wildlife Service, National Oceanic and Atmospheric Administration, or United States Coast Guard, in performing their official duties, or unless permission is granted by the department, shall enter the area defined in subsection 632(b)(28)(B).

(D) All vessels shall observe a five (5) nautical mile per hour speed limit within 1,000 feet of any shoreline of the Southeast Farallon Island.

(E) In an area bounded by the mean high tide line and a distance of one nautical mile offshore any of the islands and islets comprising the Southeast Farallon Island, the following restrictions apply:

1. All commercial diving vessels operating in the defined area shall terminate their vessel engine exhaust system either through a muffler for dry exhaust systems, or below the vessel waterline for wet exhaust systems.

2. All commercial diving vessels equipped with an open, deck-mounted air compressor system, while operating in the defined area, shall have the air compressor's engine exhaust system terminate below the vessel waterline.

~~(18)~~(29) Fagan Marsh State Marine Park.

(A) This area consists of waters below the mean high tide line within the Fagan Marsh Ecological Reserve.

(B) Take of all living marine resources is prohibited except the recreational hook and line take of species other than marine aquatic plants.

(C) Only lightweight, hand-carried boats may be launched or operated within the park.

~~(19)~~(30) Peytonia Slough State Marine Park.

(A) This area consists of waters below the mean high tide line within the Peytonia Slough Ecological Reserve.

(B) Take of all living marine resources is prohibited except the recreational hook and line take of species other than marine aquatic plants.

(C) Only lightweight, hand-carried boats may be launched or operated within the park.

~~(20)~~(31) Corte Madera Marsh State Marine Park.

(A) This area consists of waters below the mean high tide line within the Corte Madera Marsh Ecological Reserve.

(B) Take of all living marine resources is prohibited except the recreational hook and line take of species other than marine aquatic plants from shore only.

(C) Only lightweight, hand-carried boats may be launched or operated within the park.

(D) Swimming, wading, and diving are prohibited within the park.

~~(21)~~(32) Marin Islands State Marine Park.

(A) This area consists of waters below the mean high tide line within the Marin Islands Ecological Reserve.

(B) Take of all living marine resources is prohibited except the recreational hook and line take of species other than marine aquatic plants from shore only.

(C) Boating, swimming, wading, and diving are prohibited within the park.

~~(22)~~(33) Albany Mudflats State Marine Park.

(A) This area consists of waters below the mean high tide line within the Albany Mudflats Ecological Reserve.

(B) Take of all living marine resources is prohibited except the recreational hook and line take of species other than marine aquatic plants from shore only.

(C) Boating, swimming, wading, and diving are prohibited within the park.

~~(23)~~(34) Robert W. Crown State Marine Conservation Area.

(A) This area is bounded by the mean high tide line and a distance of 150 feet seaward of mean lower low water, between the following points:

37° 45.97' N. lat. 122° 16.84' W. long.; and

37° 45.95' N. lat. 122° 16.52' W. long.

(B) Take of all living marine resources is prohibited except:

1. Finfish may be taken recreationally by hook and line only.

2. Finfish and kelp may be taken commercially.

~~(24)~~(35) Redwood Shores State Marine Park.

(A) This area consists of waters below the mean high tide line within the Redwood Shores Ecological Reserve.

(B) Take of all living marine resources is prohibited except the recreational hook and line take of species other than marine aquatic plants.

(C) Only lightweight, hand-carried boats may be launched or operated in within the park.

~~(25)~~(36) Bair Island State Marine Park.

(A) This area consists of waters below the mean high tide line within the Bair Island Ecological Reserve.

- (B) Take of all living marine resources is prohibited except the recreational hook and line take of species other than kelp from shore only.
- (C) Boating, swimming, wading, and diving are prohibited within the park.
- (D) No person, except state and local law enforcement officers, fire suppression agencies and employees of the department in the performance of their official duties or persons possessing written permission from the department, shall enter this park during the period February 15 through May 20.
- (E) Waterfowl may be taken in accordance with the general waterfowl regulations (Sections 502, 550, 551, and 552).

(37) Montara State Marine Reserve.

(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed except where noted:

37° 33.0' N. lat. 122° 30.82' W. long.;

37° 33.0' N. lat. 122° 34.77' W. long.; thence southward along the three nautical mile offshore boundary to

37° 30.80' N. lat. 122° 34.98' W. long.; and

37° 30.80' N. lat. 122° 30.78' W. long.

(B) Take of all living marine resources is prohibited.

(38) Egg (Devil's Slide) Rock Special Closure. Special restrictions on boating and access apply to Egg (Devil's Slide) Rock as follows.

(A) A special closure is designated from the mean high tide line to a distance of 300 feet seaward of the mean lower low tide line of any shoreline of the three rocks comprising Egg (Devil's Slide) Rock, located in the vicinity of 37° 34.64' N. lat. 122° 31.29' W. long.;

37° 34.66' N. lat. 122° 31.32' W. long.; and 37° 34.63' N. lat. 122° 31.29' W. long.

(B) No person except department employees or employees of the United States Fish and Wildlife Service, U.S. Bureau of Land Management, National Oceanic and Atmospheric Administration, or United States Coast Guard, in performing their official duties, or unless permission is granted by the department, shall enter this area.

(39) Pillar Point State Marine Conservation Area.

(A) This area is bounded by the mean high tide line and straight lines connecting the following points in the order listed except where noted:

37° 30.80' N. lat. 122° 30.78' W. long.;

37° 30.80' N. lat. 122° 34.98' W. long.; thence southward along the three nautical mile offshore state boundary to

37° 28.33' N. lat. 122° 33.47' W. long.;

37° 28.33' N. lat. 122° 30.83' W. long.;

37° 29.18' N. lat. 122° 30.36' W. long.; and

37° 29.74' N. lat. 122° 29.97' W. long.

(B) Take of all living marine resources is prohibited except:

1. Only the following may be taken recreationally: pelagic finfish [subsection 632(a)(3)] by trolling [subsection 27.80(a)(3)], Dungeness crab by trap, and market squid by hand-held dip net.

2. Only the following may be taken commercially: the pelagic finfish [subsection 632(a)(3)] by troll or round haul net [Section 8750, FGC], Dungeness crab by trap, and market squid by round haul net [Section 8750, FGC].

...

Subsequent subsections will be renumbered beginning with 40...

Note: Authority cited: Sections 200, 202, 203.1, 205(c), 219, 220, 1590, 1591, 2860, 2861 and 6750, Fish and Game Code; and Sections 36725(a) and 36725(e), Public Resources Code. Reference: Sections 200, 202, 203.1, 205(c), 219, 220, 1580, 1583, 2861, 5521, 6653, 8420(e) and 8500, Fish and Game Code; and Sections 36700(e), 36710(e), 36725(a) and 36725(e), Public Resources Code.