

**TOWN OF BARNSTABLE**

**NOTICE OF MEETINGS OF TOWN DEPARTMENT AND ALL TOWN BOARDS  
As Required by Chapter 28 of the Acts of 2009, amending MGL Chapter 30A**

**SHELLFISH COMMITTEE :**

**DATE OF MEETING:**            April 19, 2017  
**TIME:**                            7:30pm - 9:30pm  
**PLACE:**                           Senior Center, 825 Falmouth Road, Hyannis

**TOPICS FOR DISCUSSION:**

1. Approve minutes of the December 28, 2016, meeting.
2. Chairman's comments.
3. NR propagation report to include status of revolving account and amounts expended from the account to date.
4. Discussion and possible vote on the following coastal development projects:
  - i. Daniel S. & Elizabeth W. Lynch, Trustees of the Fox Island Realty Trust. Proposed beach nourishment at 132 Fox Island Rd., Marstons Mills as shown on Assessor's Map 096 Parcel 019;
  - ii. Carlo A. & Hillary H. Von Schroeter, Trustees of the Von Schroeter Family Trust. Modify existing pier by adding 3', replacing ramp with 3' x 30' ramp, repositioning float, and dredging in North Bay, Osterville as shown on Assessor's Map 093 Parcels 073 & 079;
  - iii. Elizabeth C. Logie, Trustee of the Muirkirk Realty Trust. Proposed coastal stabilization consisting of fiber rolls and sand-filled envelopes at 488 Baxters Neck Rd., Marstons Mills as shown on Assessor's Map 075 Parcel 038;
  - iv. David Drake & Jacqueline Linas. Construct new pier, ramp and float on the Centerville River at 1112 Craigville Beach Rd., Centerville as shown on Assessor's Map 206 Parcel 136;
  - v. Cape Beach House LLC. Construction of perched beach at 27 Marchant Avenue, Hyannisport as shown on Assessor's Map 286 Parcel 25.; and
  - vi. Robert Goodwin, Trustee of Deep water Realty Trust. Dredge portion of Hyannis inner harbor at 157 Pleasant Street, Hyannis.

## 5. Old Business

Discussion and possible vote regarding the Town of Barnstable Shellfish, Eel, Herring and Aquaculture Regulations:

- i. §407-17 C. (1) Tide/Depth restrictions Southside harvest restrictions;
- ii. Wherever the Regulations refer to a “Massachusetts bed certificate” (which term no longer exists in the Division of Marine Fisheries regulations language) change the term to a “Massachusetts commercial shellfish and seaworms permit”;
- iii. Wherever the Regulations refer to the word “bag” in terms of a commercial harvest limit change that term to “tote baskets”;
- iv. § 407-17. Southside harvest restrictions;
- v. § 407-31. Licensing of helpers;
- vi. § 407-36. Commercial jackknife clam and common razor clam shellfishing; and
- vii. § 407-37. Commercial mussel shellfishing.

## 6. New Business

Discussion and possible vote regarding:

- i. Transfer of shellfish aquaculture site ng007, 1.97 acres licensed to Eric Hildreth (lic. # 96-12) to James Bright and issuance of a new license to James Bright for 5 years. Location: ng007: A designated portion (1.97 acres) of intertidal flat in mid-Barnstable Harbor north of Duck Island.
- ii. Application filed by Kathryn McCarthy-Martin for the renewal of shellfish aquaculture licensed site ng014, being a designated portion (2 acres) of the intertidal flat in mid-Barnstable Harbor north of Sand Island, lic. # 12-02, and issue her a new license for Ten (10) years.
- iii. Application filed by Christopher Freeman for the issuance of a new shellfish aquaculture license for the site located on an intertidal flat in mid-Barnstable Harbor north of Duck Creek and known as site ng 052 consisting of 1.95 acres.
- iv. Amending Article IX of the Town of Barnstable Aquaculture License Regulations as follows **“There shall be no equipment or gear made of metal that rises more than eighteen (18”) inches above the ocean floor, and equipment or gear made of plastic (or some other equally flexible, non-metal material) higher than twenty-four (24”) inches above the ocean floor, within the boundaries of a licensed area.”**

- v. Application filed by Scott Mullin for the issuance of a license to operate a floating upweller system (flupsy) for the sole purpose of culturing shellfish and which will be located in a designated portion of subtidal area in a Millway Marine slip in the Barnstable Inner Harbor the size to be no more than .003 of an acre.

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**The list of matters, are those reasonably anticipated by the president/chair, which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the sub-committee may go into executive session.**

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PERSONS INTERESTED ARE ADVISED THAT IN THE EVENT THAT ANY MATTER TAKEN UP AT THE MEETING THAT REMAINS UNFINISHED AT THE CLOSE OF THE MEETING, IT MAY BE PUT OFF TO A CONTINUED SESSION OF THIS MEETING WITH PROPER POSTING.

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**For your information the section of the M.G.L. that pertains to postings of meetings is as follows: Except in an emergency, in addition to any notice otherwise required by law, a public body shall post notice of every meeting at least 48 hours prior to such meeting, excluding Saturdays, Sundays and legal holidays. In an emergency, a public body shall post notice as soon as reasonably possible prior to such meeting. Notice shall be printed in a legible, easily understandable format and shall contain: the date, time and place of such meeting and a listing of topics that the chair reasonably anticipates will be discussed at the meeting. Meetings of a local public body, notice shall be filed with the municipal clerk, and posted in a manner conspicuously visible to the public at all hours in or on the municipal building in which the clerk's office is located.**