

Shellfish Committee Minutes of the Meeting

DATE: April 17, 2013
TIME: 7:30 P.M. to 9:30 P.M.
LOCATION: MEAD Building

Shellfish Committee Members present: Stuart Rapp, Andre Sampou, Linda Romano, Richard Haskell, Gerard Ganey, Les Hemmila

General Public present: Jonathan Martin, Travis French, Robert French, Wayne Hayes

Town Council Liaison: June Daley

Town Staff present: Doug Kalweit, Tom Marcotti

Chairman's Report:

Stuart Rapp chaired the April 17th, 2013 meeting of the Shellfish Committee.

Stuart Rapp read a notice at the beginning of the meeting:

NOTICE OF RECORDING

"Please note that tonight's meeting is recorded and broadcast on Channel 18 and, in accordance with MGL Chapter 30A, s. 20, I must inquire whether anyone is taping this meeting and to please make their presence known."

Stuart Rapp took a roll call of members present at the meeting.

The Shellfish Committee unanimously approved and adopted the minutes of the March 20th, 2013 meeting of the Shellfish Committee.

Shellfish Aquaculture License Renewal Applications

The Shellfish Committee reviewed and discussed the shellfish aquaculture license renewal application of **Jonathan Martin** and unanimously passed a motion recommending that his license be renewed by the Town Manager. Jonathan Martin's shellfish aquaculture site is located in Barnstable Harbor (Area 1; site ng015; license #08-02; 2.00 acres). A public hearing for the proposed renewal application will be held on Tuesday April 30, 2013 at 9:00 A.M. in the Selectman's Conference Room, Town Hall Building, 367 Main Street, Hyannis, MA.

Jonathan Martin was present to inform the committee of his operations and answer any questions from the committee regarding his application.

The Shellfish Committee reviewed and discussed the shellfish aquaculture license renewal application of **Hyon S. Hayes** and unanimously passed a motion recommending that her license be renewed by the Town Manager. Hyon S. Hayes' shellfish aquaculture site is located in Barnstable Harbor (Area 1; site ng 041; license #99-07; 2.00 acres). A public hearing for the proposed renewal application will be held on Tuesday April 30, 2013 at 9:15 A.M. in the Selectman's Conference Room, Town Hall Building, 367 Main Street, Hyannis, MA.

Wayne Hayes was present to inform the committee of H. Hyon's operations and answer any questions from the committee regarding the application of H. Hayes.

The Shellfish Committee reviewed and discussed the shellfish aquaculture license renewal application of **Florence Lowell** and unanimously passed a motion recommending that her license be renewed by the Town Manager. Florence Lowell's shellfish aquaculture site is located in Barnstable Harbor (Area 1; site ng010; license #08-01; 2.00 acres). A public hearing for the proposed renewal application will be held on Tuesday April 30, 2013 at 9:30 A.M. in the Selectman's Conference Room, Town Hall Building, 367 Main Street, Hyannis, MA.

Les Hemmila was present to inform the committee of F. Lowell's operations and answer any questions from the committee regarding the application of F. Lowell.

The Shellfish Committee reviewed and discussed the shellfish aquaculture license renewal application of **Robert S. French** and unanimously passed a motion recommending that his license be renewed by the Town Manager. Robert S. French's shellfish aquaculture site is located in Barnstable Harbor (Area 1; site ng009; license #96-07; 2.00 acres). A public hearing for the proposed renewal application will be held on Tuesday April 30, 2013 at 9:45 A.M. in the Selectman's Conference Room, Town Hall Building, 367 Main Street, Hyannis, MA.

Robert French was present to inform the committee of his operations and answer any questions from the committee regarding his application.

The Shellfish Committee reviewed and discussed the shellfish aquaculture license renewal application of **Les Hemmila** and unanimously passed a motion recommending that his license be renewed by the Town Manager and that Les be granted the original site location and coordinates that were issued in 1993. Les Hemmila's shellfish aquaculture site is located in West Bay (site sg011; license #93-01). A public hearing for the proposed renewal application will be held on Monday, April 22, 2013 at 9:00 A.M. in the Selectman's Conference Room, Town Hall Building, 367 Main Street, Hyannis, MA.

Les Hemmila was present to inform the committee of his operations and answer any questions from the committee regarding his application. Les Hemmila was requesting that the location of his shellfish aquaculture site remain the site originally granted.

Natural Resources Report

- Doug Kalweit informed the Shellfish Committee that the Shellfish Propagation Revolving Fund balance is \$169,000 and that \$81,400 has been expended to date. 867 resident recreational licenses and 76 non-resident recreational permits have been sold to date.
- Tom Marcotti reviewed the current contaminated quahog relay area closures that went into effect in Cotuit Bay and the pending contaminated quahog relay area closures that are scheduled for North Bay as well as other shellfish area closures and openings .

Division of Marine Fisheries and Town of Barnstable Shellfish Relay Area Definitions for 2013 Out - of - Town Contaminated Quahog Relays:

Bluff Point Relay Area DMF/SC21.20 **Close April 17, 2013** **Open Sept.**
2013*

The Bluff Point Relay Area is defined as: the waters, flats and shoreline of that portion of Cotuit Bay from the pier at 124 Bluff Point Drive to the "No Shellfishing" sign / post located along the shoreline at 28 Bluff Point Drive extending to the "NR" sign / buoys located offshore.

Cotuit Bay Relay Area DMF/SC 21.22 **Close April 17, 2013** **Open Sept.**
2013*

The Cotuit Bay Relay Area is defined as: the waters, flats and shoreline of that portion of Cotuit Bay between the "No Shellfishing" sign / posts located along the shoreline at 884 Main Street extending to the "NR" sign / buoys located offshore.

Cordwood Lane Relay Area
(Northern Portion) DMF/SC 21.21 **Close April 17, 2013** **Open Sept.**
2013*

The northern portion of the Cordwood Lane Relay Area is defined as: the waters, flats and shoreline of that portion of Cotuit Bay located within the area defined by the "No Shellfishing" sign / post located on the shore at 721 Old Post Road to the NR "No Shellfishing" sign/buoy located offshore to the green navigational buoy at the southern end of the Cotuit Narrows to the "No Shellfishing" sign / post located on the shore at 797 Old Post Road.

North Bay Relay Area DMF/SC23.22 **Close May 1, 2013** **Open Nov.**
2013*

The North Bay Relay Area is defined as: the waters, flats and shoreline of that portion of North Bay from the pier at 79 Sand Point Road to the pier at 86 Sand Point Road extending to the navigational channel at the northern entrance to Cotuit Bay and to the offshore sign / buoys in North Bay.

* (pending opening date authorization by the Division of Marine Fisheries and Town of Barnstable.)

- Tom informed the Shellfish Committee of some tentative openings of the **West Bay Relay Area DMF/SC22.21**, the **Hyannis Harbor Relay Area DMF/SC 27.22** and the **West Bay Recreational Shellfishing Area** during the month of May, based on a summer opening plan, pending DMF and Town authorization.
- The Natural Resources Office will be contracting for the removal of contaminated shellfish (i.e., quahogs) from designated portions of the Bumps River, Centerville River and East Bay. Starting in May the quahogs will be relayed to the **Bay Street Relay Area** for depuration purposes. Pending testing and certification by DMF, the relay area is scheduled to reopen for harvest on November 1, 2013. Contractors are paid \$40 per 40 quart (orange) tote basket for harvested quahogs. Contact the Natural Resources Office for further information.
- **Scudder Lane Recreational Shellfishing Area Seasonal Closure:**
Effective Monday, April 1, 2013, the Scudder Lane Recreational Shellfishing Area (as defined) in Barnstable Harbor is closed to the harvest of all shellfish. Opening dates for the Scudder Lane Recreational Shellfishing Area will be posted annually.
- **Closed Portion of Barnstable Harbor for Oyster Seed Protection:**
Effective Saturday, December 15, 2012 the waters, foreshores and tidal flats between the signposts located at **Calves Pasture Point** west of the Scudder Lane landing to the NR "No Shellfishing" buoys located seaward from said signposts is indefinitely closed to the harvest of all shellfish and seaworms. (see maps and narrative)
- **Shoestring Bay Closure:**
The lower portion of Shoestring Bay shall be closed to all shellfishing as of April 1, 2013 per order of DMF.

The lower portion of Shoestring Bay is defined as: The waters, flats and all tributaries of Shoestring Bay in the Towns of Mashpee and Barnstable, easterly of a line drawn south from the southernmost point of Mashpee Neck to Punkhorn Point; northerly of a line drawn from Punkhorn Point to Ryefield Point and southerly of a line drawn from Simons Narrows Road in the Town of Mashpee to the "Public Way to Water" in the Town of Barnstable. (DMF/SC20.3; classified as conditionally approved; **status: Closed to shellfishing April 1 through October 31, all dates inclusive. The area shall not automatically reopen to shellfishing on November 1 and will remain closed until examined and shellfishing is allowed by DMF.**)
- The Shellfish Committee reviewed and discussed the NR shellfish propagation status and plans for 2013. The plans include in-town and out-of-town contaminated quahog relays and quahog and oyster seed propagation.

Piers, Dredging and Shellfish Habitat Issues:

The Shellfish Committee reviewed the following proposed coastal development project proposals.

Applicant: Town of Barnstable

Application: Maintenance dredge of channel – Hyannis Inner Harbor, Lewis Bay and Hyannis Harbor as described in Public Notice from the Army Corps of Engineers..

Location: Hyannis Inner Harbor, Lewis Bay and Hyannis Harbor,

Applicant: Hyannis Harbor Tours, Inc..

Application: Proposed maintenance dredging of 2,200 cubic yards with upland disposal.

Location: 220 Ocean Street, Hyannis, MA 02601, Map 326 / Parcel 070

Public Hearing: Date: May 14, 2013
Time: 6:30 P.M.

Place: Barnstable Town Hall,
367 Main Street, Hyannis MA
Town Council Hearing Room, 2nd floor

Applicant: Joseph R. Jenkins, Trustee of South Bluff Realty Trust.

Application: To modify and maintain a pier, ramp and floats.

Location: 195 Seapuit River Road, Osterville, MA 02655, Map 070 / Parcel 015

Public Hearing: Date: April 30, 2013

Time: 6:30 P.M.

Place: Barnstable Town Hall,
367 Main Street, Hyannis MA
Town Council Hearing Room, 2nd floor

Other Business

The Shellfish Committee briefly discussed the concept of introducing a plan to develop more private shellfish aquaculture grants in the Town.