



Town of Barnstable
Marine and Environmental Affairs Department
1189 Phinneys Lane, Centerville MA 02632
www.town.barnstable.ma.us



Natural Resources 508-790-6272
Harbormaster 508-790-6273
Animal Control 508-790-6274
Sandy Neck 508-790-6272
Gatehouse 508-362-8300 (April – Nov)

Derek Lawson, Director
Office: 508-790-6273
FAX: 508-790-6275

SHELLFISH COMMITTEE
MINUTES OF THE MEETING
DATE: July 14, 2021
TIME: 6:33 P.M. to 7:27 P.M.

This meeting was held via ZOOM
Physically closed to the public to avoid group congregation.

Shellfish Committee Members present: Stuart Rapp, Robert Lancaster, Patricia Farinha, Tyler Hagenstein, Al Surprenant

Shellfish Committee Members absent: Jake Angelo, Paul Caruso

General Public present: Dave Ryan, Thomas Nawoichik, Ryan Aittaniemi, Jill Anne Nawoichik, Dave Aittaniemi

Town Council Liaison present: Kristine Clark

Town Staff present: Amy Croteau, Senior Natural Resource Officer/Shellfish Constable

Stuart Rapp called the meeting to order, as July 14, 2021 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."

TOPICS FOR DISCUSSION

1. **Approve Meeting Minutes:** June 9, 2021 Meeting Minutes

The Shellfish Committee unanimously voted by roll call to approve a motion made by Robert Lancaster and seconded by Patricia Farinha to approve the June 9, 2021 Meeting Minutes as corrected.

2. Chairman's Comments:

Chairman Rapp informed the Committee that Bill Shumway did not renew his appointment and he thanked him for all of his hard work and dedication to the Committee and BARS he will be missed.

3. Natural Resources Report/Correspondence:

Officer Croteau presented the following:

A. Recreational Shellfish Permits Sold to date:

There was a typo last month, Non Residents was 275 not 375

Corrected

Permit Type	June 2020	July 2021
Resident	941	1038
Senior Resident	564	760
Non-Resident	189	275
Seasonal	5	23
NR Veteran	29	26
NR Senior Veteran	44	68
TOTALS	1312	2190

Permit Type	July 2020	July 2021
Resident	1061	1173
Senior Resident	713	854
Non-Resident	215	289
Seasonal	29	55
NR Veteran	31	30
NR Senior Veteran	51	89
TOTALS	2100	2490

About 300 permits ahead from last season. Stuart Rapp inquired about the resources and how they are holding up to this many permits. Officer Croteau stated that although this is a considerably large number of permits sold, all of the permit holders are not harvesting their full limits every week.

Officer Croteau informed the Committee that a shellfish survey/study is being formulated, funded by the Barnstable County Cooperative Extension. The goal is to establish an economical value on recreational shellfishing State-wide. Essentially they are trying to establish a monetary value of the recreational shellfishery.

The data will be comparing a couple of years and is a State-wide study. Barnstable was selected due to our high number of recreational shellfish licenses sold and ability to collect this data easily using Mooring Info.

Councilor Clark asked if this study is looking to find out the multiplier effect (the purchases made to shellfish and the economic effect to our community). Office Croteau was unsure of that, but did believe that information is sought.

Officer Croteau discussed the Mooring Area Closures and stated that defensibly there may be a way to show most boats in the mooring areas are day trippers and there is no overnight occupancy. The concept of providing the FDA with Pumpout Logs from the areas of Bridge Street and Cotuit could be offered. However, it is unknown if the FDA has even accepted the mooring area delineations that were submitted. More information will follow.

5. New Business:

- A. Discussion of proposed regulation changes §407-12. Classes of permits and permit conditions.

Amy Croteau requested feedback from the Committee regarding the placement of wording in the regulations to address the heritability of Commercial Shellfish Permits. This topic will be revisited next month. All recreational permit regulation changes will be sent out as one package to the Town Attorney. Patricia Farinha stated the information going back and forth can get confusing. Al Surprenant stated that the same wording that is used in the Aquacultural License Regulations could be used for Commercial Shellfish Permits for heritability transfers.

- B. Discussion of regulation changes §407-32. Harvest limit per boat.

Stuart Rapp requested this be on the next agenda. Wording should be sent to the Town Attorney.

6. Upcoming (and Old) Renewal & Transfer Hearings:

- A. Hearing for aquaculture renewal of the aquaculture license #98-01 (site ng026) in Barnstable Harbor for David Ryan, 415 Sampson's Mill Road, Cotuit, MA 02635 for a period of 10 years. Public hearing to be held via Zoom, 08/12/2021 at 2:00PM.

This permit was originally issued in 1998 to David Ryan. After discussion, there was no objection from Natural Resources or from the Committee.

The Shellfish Committee unanimously voted by roll call to approve a motion made by Robert Lancaster and seconded by Patricia Farinha to recommend approval for the aquaculture renewal of the aquaculture license #98-01 (site ng026) in Barnstable Harbor for David Ryan, 415 Sampson's Mill Road, Cotuit, MA 02635 for a period of 10 years.

- B. Hearing for aquaculture renewal of the aquaculture license #16-06 (site ng018) in Barnstable Harbor for Nathan Ryan, 415 Sampson's Mill Road, Cotuit, MA 02635 for a period of 10 years. Public hearing to be held via Zoom, 08/12/2021 at 2:15PM.

This is Nathan's first renewal; it will be for 10 years. After discussion, there was no objection from Natural Resources or from the Committee. Dave Ryan stated that there are 700 trays to date on the site. The plan is to continue to fill the trays with seed this season.

The Shellfish Committee unanimously voted by roll call to approve a motion made by Tyler Hagenstein and seconded by Robert Lancaster to recommend approval for the aquaculture license #16-06 (site ng018) in Barnstable Harbor for Nathan Ryan, 415 Sampson's Mill Road, Cotuit, MA 02635 for a period of 10 years.

- C. Hearing for aquaculture renewal of the aquaculture license #16-08 (site sg005) in North Bay for Albert Surprenant, 262 Bridge Street, Osterville, MA 02665 for a period of 10 years. Public hearing to be held via Zoom, 08/12/2021 at 2:30PM.

This grant is for a flupsy that is used to raise seed purchased from Maine and Massachusetts. There are 32 units to grow seed. Today one-half million seed was transferred out to trays.

After discussion there was no objection from Natural Resources or from the Committee. Robert Lancaster questioned the location of this grant. It is located in North Bay, Osterville across from the Bay Street Landing.

Al Surprenant recused himself. This left the Committee without a quorum. Robert Lancaster made a motion and it was seconded by Patricia Farinha to recommend approval for aquaculture license #16-08 (site sg005) in North Bay for Albert Surprenant, 262 Bridge Street, Osterville, MA 02665 for a period of 10 years. Stuart Rapp and Patricia Farinha supported this motion.

- D. Hearing for aquaculture transfer of the aquaculture license #95-02 (site ng 054) in Barnstable Harbor from John Nawoichik (deceased) to Thomas Nawoichik, 45 Mill Race Road, Marstons Mills, MA 02648 for a period of five years. Public hearing to be held via Zoom, 08/12/2021 at 2:45PM.

Thomas Nawoichik's plan is to evaluate and clean up the site, purchase seed to get the grant producing. Asked for 10 year permit, but as a transfer can initially only be permitted for five years.

Stuart Rapp recused himself due to being the fiduciary of John Nawoichik's Estate. Rapp turned the meeting over to Patricia Farinha. This left the Committee with no quorum. Robert Lancaster made a motion and seconded by Al Surprenant to recommend approval of aquaculture transfer of the aquaculture license #95-02 (site ng 054) in Barnstable Harbor from John Nawoichik (deceased) to Thomas Nawoichik, 45 Mill Race Road, Marstons Mills, MA 02648 for a period of five years. Tyler Hagenstein and Patricia Farinha support the transfer.

7. Old Business: None

8. Matters not reasonably anticipated by the Chair:

Councilor Kris Clark stated that Tyler Hagenstein and Jake Angelo are up for reappointment. Technically Tyler is appointed as a professionally trained member, since Paul Caruso is appointed under the same category, Councilor Clark suggested that Tyler's new appointment should be as Commercial Shellfish member.

Councilor Kris Clark offered to make the amendment with the Appointments Committee. All members agreed without objection.

Dave Aittaniemi who uses the Scudder Lane Ramp on a daily basis as he is employed by Aquaculturist, Mark Begley, opened a discussion of the Scudder Lane vegetation overgrowth along the road and feels that there is a public safety issue.

The Committee discussed this issue in depth. Councilor Kris Clark stated that back in April 2021 there was a meeting with herself, Natural Resource Officer Amy Croteau and Councilor Gordon Starr at

Scudder Lane Landing to discuss the vegetation leaning over the road and a request was made at that time to have the trimming performed.

The Committee decided to have Chairman Stuart Rapp draft a letter to Dan Santos, Director of Department of Public Works requesting that trimming be performed.

The Shellfish Committee unanimously voted by roll call to approve a Motion made by Robert Lancaster and seconded by Tyler Hagenstein to adjourn.

Respectfully submitted: Terri McDonald – Clerk of the Board