



Town of Barnstable

Shellfish Committee

1189 Phinneys Lane, Centerville MA 02632



SHELLFISH COMMITTEE MINUTES OF THE MEETING DATE: December 14, 2022 TIME: 6:00-8:00 PM

Shellfish Committee Members present: Stuart Rapp, Bill Cherepon, Douglas Crook, Al Surprenant, Jake Angelo, Patricia Farinha

Shellfish Committee Members absent: Robert Lancaster, Tyler Hagenstein

General Public present: Les Hemmila, Jen Bunnell, Matt Bunnell, Phil Boudreau, Jared Hemmila, David Ryan, Kris Clark

Town Council Liaison present:

Town Staff present: Amy Croteau, Senior Natural Resource Officer/Shellfish Constable; Alicia Lauzon, MEA Administrative Assistant

Stuart Rapp called the meeting to order at 6:04 PM, as December 14, 2022 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:** Jake Angelo moved to approve the November 9, 2022 meeting minutes and Bill Cherepon seconded. There was a unanimous vote in favor of approving minutes as written.
- 2. Chairman's Comments:** Stuart Rapp stated there would be a discussion about ownership of shellfish grants in old business that was brought to attention by Al Surprenant.
- 3. Natural Resources Report / Correspondence:**

1. December Openings (pending DMF water quality)

Effective January 1, the limit will increase to 1 peck for oysters at Bay Street. After the area has been harvested at a peck a week for a month and a half, the commercial closure at Bay Street will be gone. All the conditionally approved areas are open effective December 15 pending water quality. Shoestring opened December 9th.

2. Change in Closed to Commercial Zone Barnstable Harbor

The recreational area to remain recreational in Barnstable Harbor, and the previously proposed closed to commercial zone was approved and is now permanent.

3. Upcoming Due dates

Aquaculture domicile proof and annual acreage fees are due by the end of the day January 3. Commercial shellfish renewal applications and deposits and commercial lottery applications are due January 31. The drawing will be held February 1 with the time to be determined. Recreational permits expire March 1 but become available January 1 and will expire January 15 the following year.

4. New Business:

1. 2022 Shellfish Committee Meeting Schedule:

- Meetings scheduled for the 2nd Wednesday of the Month.
- January - March meetings 6:00pm-8:00pm,
- April - October 6:30-8:30
- November - December 6:00pm – 8:00pm

January 11, 2023, 6:00pm-8:00pm

July 12, 2023, 6:30pm-8:30pm

February 8, 2023, 6:00pm-8:00pm

August 9, 2023, 6:30pm-8:30pm

March 8, 2023, 6:00pm-8:00pm

September 13, 2023, 6:30pm-8:30pm

April 12, 2023, 6:30pm-8:30pm

October 11, 2023, 6:30pm-8:30pm

May 10, 2023, 6:30pm-8:30pm

November 8, 2023, 6:00pm-8:00pm

June 7, 2023, 6:30pm-8:30pm

December 13, 2023, 6:00pm-8:00pm

Patricia moved to accept the Shellfish Committee meeting schedule in person as is and Jake seconded. There was a unanimous vote to approve. When the email goes out with the agenda, committee members will reply with who plans on attending to determine if a quorum will be met.

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

1. Hearing for renewal of aquaculture license (site ng008) in Barnstable Harbor for Philip Boudreau, 265 South Main Street, Centerville, MA 02632 for a period of 10 years. Public hearing to be held via Zoom, 01/04/2023 at 9:30AM

Mr. Philip Boudreau has had the grant license since 1999. Over the years he has tried oysters and then went to quahogs. Boudreau lost all shellstock on the site 6 years ago. Things have been very solid the past 5 years where he has had all oysters. Two-thirds of the site is able to be used and he is asking for another 10 years renewal. All in favor to recommend renewal to the Town Manager by unanimous vote.

6. Upcoming (and old) Proposed Coastal Projects:

1. Applicant: John T and Elizabeth M Ganey

Project Location: 251 Bay Lane, Centerville, MA 02632 (map 166 parcel 057)

Representative: John O'Dea, Sullivan Engineering & Consulting, Inc.

Proposed Project: To replace the fixed pier T with a ramp and float

Conservation Hearing Date: 11/22/2022 at 6:30PM via Zoom

As no engineer was present, Constable Croteau presented this NOI. This went to the Conservation Commission on November 22. It had been essentially approved through Conservation, and they were just changing the position of dock. A shellfish survey was done. The Committee had no objections.

2. Applicant: Christian Camp Meeting Association

Project Location: 160 Lake Elizabeth Drive, Centerville, MA 02632 (map 226 parcel 137)

Representative: Cameron Larson, Environmental Consulting & Engineering, LLC

Proposed Project: Proposed dock and stairway reconstruction within the footprint of existing dock and stairway

Conservation Hearing Date: 12/6/2022 at 6:30PM via Zoom

As no engineer was present, Constable Croteau presented this NOI. She stated the applicant has asked the Conservation Commission for a continuance, and it will go back to Conservation on December 20.

3. Applicant: Stephen M. and Beth F. McParland, Trustees

Project Location: 150 Carriage Lane, Osterville, MA 02655 (map 71, parcel 5-3)

Representative: Arlene M. Wilson, A.M. Wilson Associates, Inc.

Proposed Project: Construction of permanent pile supported dinghy dock with end platform and kayak racks.

Conservation Hearing Date: 1/3/2023 6:30PM via Zoom

Represented by Arlene Wilson; the applicant proposes constructing a permanent dinghy dock for kayaks, and possibly a small sailboat in the future. The applicant is asking for the fixture to be permanent due to people having trouble getting someone to maintain a seasonal dock. The proposed dock will extend 63 feet beyond low water, and 136 feet from the bulkhead. Constable Croteau stated there were shellfish found, and a survey will be done the next week. The results from the survey will be sent to the Shellfish Committee once they are typed up. Conservation would require 30 inches of water under the boat and no motors would be allowed. Most of the inshore area has nothing according to their survey. A discussion followed with concerns voiced. Jake motioned to not approve based on good shellfish habitat, and Patricia seconded. Patricia will prepare a letter to the Conservation Commission stating the committees concerns.

7. Old Business:

1. Status of the repair of Scudder Lane Town Landing

There are no updates at this time. Another meeting is supposed to happen in a few months, but has not been scheduled yet.

8. Matters not reasonably anticipated by the Chair:

1. Proposal to allow corporate licensing of aquacultures

Presented by Al Surprenant; he would like for businesses such as Cape Cod Oyster Co, who have leases in multiple individuals names, to be able to have a license in the business' name. He proposed they keep restrictions, such as the company's officer or manager still needs to be a resident of Barnstable and an increase in fees for businesses. Discussion followed with members of the Committee and the public. There were concerns of what keeps the business as a small business from Barnstable and not being sold to some big corporation, and what's to stop an LLC from owning all the grants within the town? Stuart suggested preparing more information for the next meeting and it will be put on the agenda for next month to open up for more of a discussion.

The Shellfish Committee unanimously voted to approve a Motion made by Patricia and seconded by Bill at 7:16 PM to adjourn.

Respectfully Submitted: Alicia Lauzon – MEA administrative assistant