

Sept 12, 2017

Regular Monthly Provincetown Shellfish Committee Meeting

Called to Order: 4:00 Members present: Alex Brown, Bob Hazard, Rick Macara, Nancy Ann Meads and Lorie Santos .

Also Present: Steve Wisbauer (shellfish Constable), Alfred Famigiletti, Ted Cormayt and Dave Strazitskas (observer).

Public Comments:

A. Brown reported four bags of oysters were missing from his cage on his grant. Two were recovered.

A. Famigiletti recommended additional signage in aquaculture area to avoid problem of people not respecting the grants.

Approve Minutes of June 6:

Motion by A. Brown, second by B. Hazard to accept. Vote 3-0 to approve.

Old Business:

Shellfish Constable Report: Shellfish Department September 2017 update:

- Shellfish Areas to Open for the 2017-18 Season
- Regulation Changes
- Harbor Plan
- Bennett Pier and Aquaculture Work Platform
- Water Testing of CCB4.1 for Possible Change In Status From Prohibited
- Overwintering Floating Gear In Intertidal Zone
- Permitting Completed On 5 New Acres Of Aquaculture
- Aquaculture Grant and Production Totals

Shellfish Areas to Open for the 2017-18 Season: I am coordinating with Divisional of Marine Fisheries to have the water and relay clams tested from west of the West End breakwater prior to this year's opening. Pending results, we should open the first Sunday in November. We need to pick bonus days for the east end as discussed. Please see attached map, agenda action request and tide charts.

Provincetown Board of Selectmen AGENDA ACTION REQUEST TBD

OPEN THE SHELLFISH SEASON – Public Shellfish Area

Requested by: Steve Wisbauer, Shellfish Constable on behalf of the Shellfish Committee
Action Sought: Approval Proposed Motion(s) MOVE that the Board of Selectmen vote, pursuant to MGL C.130, §52 and the Town Recreational Shellfish Regulations, to approve opening the public shellfishing areas as follows:

On Sunday, November 5, 2017 the shellfish area, labeled on maps as CCB5.0 West of the Breakwater– Area is located directly to the west of the Provincetown breakwater, will open to the public subject to water and shellfish testing.

On (BONUS DAYS TBD September 12, 2017) the shellfish area, labeled on maps as CCB4.4 East End – Area in Provincetown Harbor from Allerton St. to the Truro town line, will be open to the public. Additional Information

At their meeting on September 12, 2017, the Shellfish Committee unanimously approved recommending the opening of the shellfish beds with the conditions stated above. See attached map and a copy of the proposed notice..

The proposed open dates of CCB5.0 are subject to the results of water quality testing due to the fact that is classified “Conditionally Approved” by the State as well as shellfish safety testing due to propagation efforts in the area.

CCB4.4 meets all required safety standards and is not subject to the results of shellfish or water quality testing. An extensive resource of quahog that is only accessible on extreme low tides exists in this area. The Shellfish Committee recommends the area be open on specific days to coincide with this tide cycle.

The days allowed in CCB5.0 are Sundays and Fridays through and including Friday, March 30, 2018. The limit per week shall be ten-quarts of mixed shellfish, harvested during one tide cycle, regardless of the day and location.

Licenses, gauges, and a copy of the regulations will be available at the Town Clerk’s office. Fees are \$15.00 for residents and \$50.00 for non-residents as well as a weekly permit for the fee of \$25.00. Residents or taxpayers shall be issued a free shellfish permit at age 65 or older. If bay scallops are abundant, the Shellfish Constable will post the days and location of their taking and the recreational limit shall be two pecks per week. Board Action Motion Second Yea Nay Abstain Disposition

Bonds for ADA: L. Santos, who relinquished chair to A. Brown for comment;

Stated; ADA bond high costs are excessive as they are per Acre and must be renewed annually.

Motion by A. Brown, second R. Macara; to recommend to Town Board that they eliminate Bond requirement. Vote 4-0 approve

New Business:

Dates For Recreational Shellfishing including bonus days:

Motion by B. Hazard, Second by A. Brown to recommend to Selectmen they open shellfishing west of the breakwater(mapped as Area CCB5.0) on Sunday Nov.5 on Sunday and Friday, to end on Marsh 30. In addition bonus days (on very low tide days) to be allowed on Nov. 3, Dec. 2, Dec. 30, Jan. 2, Jan. 30 and Feb 28 on east end (mapped as area CCB5.0). Vote 5-0 approve.

Update regulations for mussels:

Motion by A. Brown, second R. Macara to revise Recreational shellfish and Aquaculture Regulation as follows; on Recreational, 1) remove mussels, 2) include Nov.1 –Oct.31 as yearly permit term, 6) include approved or conditionally approved areas with an open status for any harvest intended for human consumption and switch order of comments 8) and 9); on Aquaculture as follows; eliminate 28.C.

Vote 5-0 approve

The Rule of Necessity for a quorum was invoked for

Motion by R. Macara, second A. Brown to modify Aquaculture regulation on line 2. remove “one or two”. Vote 5-0 approve

Meeting location; L. Santos mentioned that holding meetings at Center for Coastal Studies may violate possible requirement that all meetings are to be on town property. L. Santos will confirm this with town government.

Fall Meeting Dates: Oct 3 then Nov 7

Advertising For grant applications Nov. 15 – Dec.15,2017: it was agreed we do not need to advertise.

Any other new business: Nancy Ann Meads mentioned that an All- Terrain vehicle is needed for emergency rescue on the flats.

Motion to Adjourn: by A. Brown, Second by N. Meads to adjourn at 5:55. Vote 5-0 approve
B. Hazard, Secretary