

Oct 5

Provincetown Shellfish Committee – In person meeting Caucus Hall

Called to Order: 5:00pm

Members present: Alex Brown, Bob Hazard, Dave Flattery, Wendy Loughlin, Christine McCarthy, Nancy Ann Meads and Lory Santos

Also present: Steve Wisbauer (Shellfish Constable), Mike Chute and Kalliope Chute

Public Comments: None

Consent Agenda: Approval without objection for the following three minutes of; 10/2/20, 6/8/21 and 9/15/21. **Motion by** A. Brown **Second** by W. Loughlin to accept consent.

Vote 6:0 Approve

Old Business:

Shellfish Constable Report ;

Recreational Shellfishing Season 2021-22:

- *On September 27, 2021 the Select Board voted to approve opening the following area: Subject to testing, the area labeled on maps as East of the Breakwater– Area located directly to the east of the Provincetown breakwater, will be open to the public for recreational shellfishing on Fridays and Sundays beginning Friday, November 5, 2021 and ending Sunday, March 27, 2021 (see attached map)*
- *Testing of contaminated transplanted oysters from the Johnson St. resource has been completed and the animals are safe for consumption (see attached notice from MA DMF)*

Barnstable County Shellfish Advisory Committee to address region wide difficulty accessing larger quahog seed:

Wednesday 10/6/21 BCSAC meeting at 1pm. Agenda items:

- *Conversation with ARC about challenges and limitations in larger sized seed*
- *Recap of any challenges with seed over past season (ARC dismissed from meeting at this point)*
- *Discussion of shellfish seed bid specs for 2022*

***The Commonwealth of Massachusetts
Division of Marine Fisheries
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CHARLES D. BAKER KARYN E. POLITO KATHLEEN A. THEOHARIDES RONALD S. AMIDON DANIEL J. MCKIERNAN Governor Lt. Governor Secretary Commissioner Director October 4, 2021

*Board of Selectmen
Town of Provincetown
Town Hall
Provincetown, MA 02657*

Ladies & Gentlemen:

In accordance with Chapter 130, Section 74A of the Massachusetts General Laws, the Division of Marine Fisheries has examined the oysters transplanted from Provincetown Harbor to the east side of the Breakwater in Provincetown Harbor (CCB:4.21) under permit #161542. As a result of this examination, the Division has determined that this area, closed by Marine Fisheries on June 10, 2021 now meets the requirements for harvest of shellfish and has changed the status of the area to "OPEN TO SHELLFISHING" as of sunrise on October 5, 2021.

The below defined area may be opened to the harvest of shellfish for direct human consumption subject to local rules and regulations under authority of Massachusetts General Laws Chapter 130, Section 52.

**CLASSIFICATION: APPROVED
SHELLFISH TRANSPLANT OPENING
Status: Open To Shellfishing**

CCB:4.21

East side of the Breakwater

"The waters and flats and all tributaries of Provincetown Inner Harbor, west of a line drawn from the southernmost end of the Provincetown Inn property to the southern end of the breakwater and extending seaward for 100', excluding CCB:4.3."

Committee review and sign Provincetown Code of conduct: Not addressed

Other old business: None

New Business:

Review of Regulations for Aquaculture; Steps required to eliminate \$25/A fee and requirements to prevent bird contamination on floating gear were discussed by Shellfish constable. **Motion** by W. Loughlin, second by W. Loughlin to remove item 8 and item 28b from regulations and to not require any non-billed acre fee to be paid. **Vote 3-0-4 approve.** 4 members abstained as they are grant holders.

Any other new Business:

- K. Chute presented her experience as a new grower; experimented with bottom, floating and cylindrical growing cages. With guidance from shellfish constable for process have harvested and sold oyster crops. Like close to west end parking lot. Also described a grant; working with artist (w/ marine biology degree) to portray scenes of working an oyster grant. This will be displayed at Provincetown library in December.

- M. Chute described an interactive internet method he is working on to provide visitors with live or video visitor access tours of shellfish aquaculture. This will include area views via drone.
- It was mentioned that a Sailboat (approx. 28ft) ran into west end break water six weeks ago. Ownership as not been established for removal and salvage responsibility. Possible leakage of fuel or sanitary tank fluids could contaminate proposed recreational shellfish area causing the area to be closed. This issue will be presented to the Harbor Committee
- S. Wisbauer commented on dogs in aquaculture area. Dogs belonging to growers are no allowed on boats or in areas where shellfish are being harvested or handled. Dog belonging to general public are allowed in the area but should not be permitted to directly contaminate shellfish. Constable offered to go to dog committee with shellfish representative to resolve problem in area.

Next meeting: Nov 25h.

Motion to Adjourn: by D, Flattery, seconded by W. Loughlin to adjourn. **Vote** 7-0 to approve.at 6:15.

B. Hazard, Secretary