

Town of Barnstable
Community Services Department
Marine and Environmental Affairs Division
1189 Phinney's 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)

Daniel J. Horn, Director
Office: 508-790-6273
FAX: 508-790-6275

Shellfish Committee Minutes of the Meeting

DATE: February 21, 2018

TIME: 7:30 P.M.

LOCATION: Senior Center, 825 Falmouth Road, Hyannis

Shellfish Committee Members present: Chairman: Stuart Rapp, Richard Haskell, William Shumway, Albert Surprenant, and Patricia Farinha

Shellfish Committee Members absent: Linda Romano, Robert Lancaster, Andre Sampou

General Public present: Christopher Freeman, Mark Begley, Stephen Wilson of Baxter & Nye

Town Council Liaison present: Philip Wallace

Town Staff present: Tom Marcotti, Amy Croteau and Pam Swider-Cohen

Stuart Rapp chaired the February 21, 2018 meeting of the Shellfish Committee which was called to order at 7:30 pm.

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

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."

1.) Chairman's comments:

Stuart Rapp on behalf of the shellfish committee passed along condolences to the family of Douglas Kalweit who sadly passed away. He was a fixture at Natural Resources for well over forty years with the Town of Barnstable and all around great guy. We are all very sorry to lose him.

2.) Meeting minutes:

Motion to accept the October 18, 2017, meeting minutes as written was made by Haskell and seconded by Shumway; all in favor.

3.) Natural Resource Propagation Report:

Tom Marcotti informed the Committee of the recent December opening of the Barnstable Harbor areas which went as scheduled for December 15th and the water quality testing was good. Marcotti stated the trend of water testing has been good, Marcotti reviewed the opening of East Bay which was in January. See the map for the open area; keep in mind the Centerville River

remains closed. Per Marcotti, the January storm brought very high tides. He stated that according to Nina Coleman, Sandy Neck Beach Park Manager, the water rose eleven inches above the tides of the Blizzard of '78. Amy Croteau stated she saw icebergs crossing Rt 6A as she was stranded on Sandy Neck due to the January storm. Marstons Mills River opened and again the trend is good water quality. Warren's Cove off the Marstons Mills River is still closed. Marstons Mills River will close down in the spring when all of North Bay closes due to the annual closures.

Unofficially, the oyster season will be closing March 8 which is a Thursday, so that will mean the last day to get oysters will be March 7, 2018. It was a successful oyster season with mostly seed left, we have made the decision to close oysters for the season for the Town. Bay Street in Osterville was successful for oysters as well this year.

Suprenant asked if the Town tracks the quantity of oysters harvested from both sides of the Town? Marcotti replied it is like a grocery store checkout line and yes the numbers are tracked. Croteau will have the numbers for oysters harvested from each location for the next meeting.

Wallace stated the Town has had money to dredge Mill Pond since 2011. He asked if the reason we are never able to shellfish in Warren's Cove is due to the high nitrogen counts in the Mill Pond

4.) Status of pending pier applications before the Conservation Committee

Item D from the Agenda (taken out of order) *245 Ocean View Avenue, Cotuit Map 003 Parcel 019 001*: Richard K. Bendetson This project is to relocate the licensed pier approximately 18 feet away from the property line and attach an existing float with a proposed ramp and landing. Marcotti spoke to Darcy Karle the Conservation Commissioner as this went before Conservation Committee some time ago: **No impact thus no objection**

Item E from the Agenda (taken out of order) Applicant: **CAJ, LLC 123 Seapuit River Road, Osterville, MA Map 0700 Parcel 0110** Project: Extend the existing pier and add float and ramp. This project was heard months ago before the Conservation Committee Marcotti stated No impact thus no objection. Rapp stated more of a Waterways/navigation issue.

Item G from the agenda (taken out of order) **Deep Water Realty Trust, Robert H. Goodwin Trustee, 157 Pleasant Street, MA, 326 Parcel 952** The project is to install 6 float piles and 3 pile dolphins. This is in the inner harbor, Baxter's, no discussion; it has already been before Conservation Commission.

Item F from Agenda (taken out of order) Preliminary not an official NOI at this time; *85 Ocean Avenue. Hyannisport Brian O'Neill*: Project to extend existing dock constructed in year 2000 asking for a 100 foot extension which would require a waiver from Conservation Commission. This location was rated 10 for shellfish rating map. Marcotti stated it is hard packed sand with a dip and would see quahogs about 90 feet out. Committee recommends having a shellfish survey as the next step. As it is not a formal application a vote is not taken. Rapp does have concerns due to the rating of a 10 for shellfish.

No vote taken as just preliminary inquiry

5.) Old Business: Tide/Depth restriction for Southside Harvest. Croteau stated that some animals should remain to do what they do, spawn and such. Only maybe two citations have been written in her nine years in this position. Rapp will be put on the agenda for the next meeting to give commercial shellfish people the chance to further discuss.

6.) New Business: Shellfish Committee Meeting dates for the remainder of 2018 on the third Wednesday of the month at 7:30 pm to be held at the Senior Center, 825 Falmouth Road, Hyannis, MA

March 21, 2018

April 18, 2018

May 16, 2018

June 20, 2018

July 18, 2018

August 15, 2018

September 19, 2018

October 17, 2018

November 21, 2018

December 19, 2018

Motion to accept the above dates for Shellfish Committee Meetings was made by Haskell and seconded by Farianha; all in favor.

Wallace stated that the Council has had first readings for new members of the Shellfish Committee with the second readings coming up on Thursday with the hopes to have new members at the March 21st meeting. Terms expire for Haskell, Romano, Shumway and Farianha who will receive a form to fill out and then will need to be sworn in for another term.

A. Discussion and vote on requested transfer of Aquaculture License: (out of order)

i. ***Michael Davis to Alice Walker ng 043 License #16-03:*** Already approved for 5 year lease, in early December, no need for vote or discussion.

ii. ***Al Surprenant, President Cape Cod Oyster Co. Renewal of shellfish aquaculture sites (sg004, 0.59 acre)*** (sg004, 0,64 acre) (sg014, 3.69 acres) (sg015, 8.19) (sg016, 2.93) licensed to Albert H. Surprenant, President Cape Cod Oyster Company for 10 years.

iii. **Shellfish Aquaculture License Application:** Applicant Albert Surprenant, President, Cape Cod Oyster Company application for new shellfish aquaculture nursery 1.92 acres in North Bay. This was tabled as it was already not approved.

H. Proposed Shellfish Regulation Changes: Croteau stated that without a proponent to discuss the proposed change to the shellfish regulation regarding allowing helpers to assist in the digging of quahogs, perhaps it should be held over for when Jacob Angelo is present to discuss it and perhaps then vote on it.

7.) Matters Not Reasonably Anticipated by the Chair:

Wallace discussed the resume of the potential shellfish committee member Paul Cusack.

With no further business, the Shellfish Committee unanimously approved a motion made by Haskell and seconded by Surprenant to adjourn the meeting at 8:26 p.m.

Next Meeting will be held at the Senior Center, 825 Falmouth Road, Hyannis on March 21, 2018, at 7:30 p.m.

Respectfully submitted,

Pam Swider-Cohen, Administrative Assistant