



# Shellfish Conservation Commission

## MINUTES

Wednesday, November 29, 2017  
6:00 PM – West Conference Room

### Committee Members:

Michael Brown,  
Chairman  
Charles Adams  
Jessica Joyce  
Robert Maloney  
Ralph Oulton  
Harland Storey

### Town Staff:

Tom Gruber  
Charles Rumsey  
Jean Duchesneau

### I. Roll Call

Michael Brown Called the meeting to order at 6:11 p.m. with all members and town staff in attendance.

### II. Approval of the April 26, 2017 Minutes

Jessica Joyce noted the wrong spelling of the word mussels was used in item III, sentence 4. Jean noted the error and will correct it.

Motion: To approve the Minutes as revised.

Moved by: Jessica Joyce

Seconded by: Hank Adams

VOTE: All Approved – Unanimous

### III. 2018 Shellfish License Allocation Recommendations

Mike Brown reviewed the allocation information for 2018 calendar year:

<b>RECREATIONAL:</b>	Unlimited	Resident recreational licenses
	25	Non-resident recreational licenses
	8	Monthly resident licenses
	2	Monthly non-resident licenses
<b>COMMERCIAL:</b>	1	Resident commercial license
	1	Non-resident commercial license

Ralph Oulton asked if we have to issue commercial licenses and Mike stated no; however, all documentation is submitted to DMR and they have the final say. The State of Maine has the right to overrule us at any time, which they have done so in the past.

Mike inquired what the value was to offer monthly licenses, since we already offer unlimited resident recreational and 25 non-resident recreational licenses now. General discussions took place. DMR has indicated they would support the same amount as what was proposed in 2017. It was decided as leave the monthly licenses in as is and review it for the following year.

Motion: To approve the 2018 Shellfish License Allocation Recommendation as presented.

Moved by: Ralph Oulton

Seconded by: Bob Maloney  
VOTE: All Approved - Unanimous

#### **IV. Discussion of Ordinance Changes**

Mike brought in a variety of area town Shellfish ordinance handouts to review and possibly use to update our ordinance. There was a lengthy discussion about our Shellfish Ordinances and proposed amendments/motions.

Motion: Motion to include in the definition of shellfish, the following species: Soft Shell Clams (*Mya Arenaria*), Quahog (*Mercenaria Mercenaria*), Razor Clam (*Ensis Directus*), Eastern Oyster (*Crassostrea Virginica*), European Oyster (*Ostrea Edulis*) and Surf Clam (*Spisula Solidissima*)

Moved by: Hank Adams  
Seconded by: Harland Storey  
VOTE: All Approved – Unanimous

Motion: Motion to add the definition of clam flats to our ordinance. The term clam flats means the area between high water and extreme low water.

Moved by: Harland Storey  
Seconded by: Hank Adams  
VOTE: All Approved - Unanimous

Motion: Motion to change the word clam to shellfish in Ordinance sections: 223-3D, 223-3E, 223-5, and any other areas within the ordinance that use the word clam.

Moved by: Jessica Joyce  
Seconded by: Hank Adams  
VOTE: All Approved – Unanimous

Motion: Motion to amend for the definition of shellfish to include the following sentence: Aside from soft shell clams, State law shall apply to all other types of shellfish, including quahogs, hen clams, razor clams and oysters (12 M.R.S.A. § 6601, Subsection 6).

Moved by: Jessica Joyce  
Seconded by: Hank Adams  
VOTE: No Vote Taken

After several proposed motions, it was decided to hold off on all changes until further research and a workshop could be scheduled to discuss Ordinance changes in depth.

**Motion: To discard all prior proposed Ordinance amendment motions this evening and leave the ordinance as is at this point in time.**

**Moved by: Jessica Joyce  
Seconded by: Bob Maloney  
VOTE: All Approved – Unanimous**

#### **V. Old Business**

Mike Brown handed out information about seeding for the commission to review. No decisions

need to be made tonight.

**VI. New Business**

No new meeting time at this point. Mike will contact the commission for a new date once it has been set.

**VII. Adjournment**

Motion: To adjourn at 8:08 p.m.

Moved by: Jessica Joyce

Seconded by: Hank Adams

VOTE: All approved – Unanimous