

TOWN OF WELLFLEET  
COMMERCIAL SHELLFISH APPLICATION

***Please Print Legibly***

Name: \_\_\_\_\_

Street Address: \_\_\_\_\_ Wellfleet \_\_\_\_\_ South Wellfleet \_\_\_\_\_

*I hereby make application for a Commercial Shellfish Permit, in accordance with Chapter 130, Section 52 of the Massachusetts General Laws. I also declare that the following facts are true and complete to the best of my knowledge:*

1. I am a **domiciled** resident of the Town of Wellfleet (*see definition on reverse side*)

Yes \_\_\_\_\_ How Long? \_\_\_\_\_

**PROOF OF RESIDENCY QUESTIONNAIRE:**

a. My automobile is garaged at: \_\_\_\_\_  
(street, town)

b. My Mass. Driver's license is issued to: \_\_\_\_\_  
(street, town)

c. My Excise Tax is paid to the Town of: \_\_\_\_\_

d. My children attend school at: \_\_\_\_\_

e. My automobile is registered in: \_\_\_\_\_  
(town)

f. My utilities are paid for property at: \_\_\_\_\_  
(street, town)

2. Mass. State Permit # (*for sale of shellfish*) \_\_\_\_\_

3. Have you held a Commercial Shellfish Permit in the Town of Wellfleet?

☐ yes ☐ no If yes, for how long? \_\_\_\_\_

4. Do you hold a Commercial Shellfish Permit in any other town in the Commonwealth?

☐ yes ☐ no If yes, where? \_\_\_\_\_

5. Have you applied for a Commercial Shellfish Permit elsewhere in the Commonwealth?

☐ yes ☐ no If so, where? \_\_\_\_\_

6. Has any permit issued to you under the provisions of Chapter 130 of M.G.L. or the Town of Wellfleet's Shellfishing Policy and Regulations ever been suspended or revoked?

☐ yes ☐ no

If yes, give particulars \_\_\_\_\_

7. State the reason for wanting a Commercial Permit: \_\_\_\_\_

8. Present occupation: \_\_\_\_\_

9. **VEHICLE INFORMATION:**

Year \_\_\_\_\_ Color \_\_\_\_\_ Make \_\_\_\_\_ Model \_\_\_\_\_

Plate #/State \_\_\_\_\_ Commercial \_\_\_\_\_ Passenger \_\_\_\_\_

10. VESSEL INFORMATION

Type of Vessel: ☐ Fishing Vessel ☐ Barge ☐ Raft/Float

Vessel Name, Registration Number: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Telephone No. \_\_\_\_\_ Cell (Mandatory) \_\_\_\_\_

Email (Mandatory) \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Eye Color: \_\_\_\_\_ Hair Color: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

*Any intentional false answers to any of the above questions will be just cause for the revocation or non-issuance of a Commercial Shellfish Permit. In signing below, I take responsibility for understanding and operating under the laws, regulations and amendments thereto governing the taking of shellfish and attest that I have received some, but not all, of the useful website links to pertinent content on my printed permit form.*

Signature of Applicant: \_\_\_\_\_ Date: \_\_\_\_\_  
(Signed under penalty of perjury)

Approved by: \_\_\_\_\_ Date: \_\_\_\_\_  
Shellfish Constable

Note: Application is subject to a 30-day review period by the Board of Selectmen and Shellfish Constable.

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## TOWN OF WELFLEET SHELLFISH POLICIES AND REGULATIONS

### Section 6. Commercial Shellfishing

A commercial permit may be issued to any person fourteen (14) years of age or older, who is a domiciled resident of Wellfleet. Individuals aged fourteen (14) through sixteen (16) may be issued junior commercial permits. Only in the calendar year in which a person reaches fourteen (14) years of age may that person apply for a junior commercial permit at any time after the occurrence of that person's birthday. Residents over 65 may be issued senior permits. Any commercial permit will be revoked if the holder ceases to be a domiciled resident of Wellfleet. Commercial permits will not be issued to unnaturalized foreign born persons who have not resided in Barnstable County at least five (5) years prior to making application (MGL Chapter 130; Section 55).

#### Commercial Permit Fee Schedule

Commercial – \$310.00, Senior Commercial – \$60.00, Junior Commercial - \$110.00, Eel Permit - \$3.00

Annual commercial permits will be issued from December 1 through January 31st of the permit year, subject to a thirty (30) day review of the application by the Shellfish Constable. Annual commercial permits are valid from Jan. 1 through Dec. 31. **Permits will only be issued after the applicant has shown proof of having a valid State commercial permit with a shellfish endorsement and a valid shellfish transaction card from the DMF. CMR 322 7.01 (2) g, i, k**

The Board of Selectmen may at its discretion grant permits after January 31st if the applicant demonstrates all three of the following conditions:

- that unusual circumstances existed which would reasonably excuse a failure to file an application prior to February 1st, and
- that a substantial hardship would be caused by the refusal of a permit, and
- that the granting of the late permit would not affect the opportunity of applicants, who have applied in a timely manner, to harvest a reasonable quantity of shellfish.

Resident - A declared resident of the Town of Wellfleet. Written proof that Wellfleet is the domicile as well as the legal residence of the applicant shall be required to the satisfaction of the Shellfish Constable and Board of Selectmen. Domicile will be established after one year of residency in Wellfleet is demonstrated. Proof of legal residence may include voter registration, automobile registration, driver's license, income tax filings, census data, or passport.