

Section 1 Definitions

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Check List for Aquaculture Lease Applicants

Five-Year Business Plan

7.6.1 Application Procedure

This procedure applies to new grant applications, applications for extensions to current grants and grant renewals and transfers. All potential new lease holders must meet the eligibility requirements in Section 7.8.1. ~~A applicant utilizing their domiciled resident exception shall be ineligible.~~ In addition, current lease holders applying to be added to another grant or applying for extensions must have complied with all Town of Wellfleet Shellfishing Policy and Regulations for at least three (3) years preceding the application for each grant license to which s/he is named. These include but are not limited to: Section 7.3 Annual License Fee, 7.12 Evidence of Productivity: Use It or Lose !!, 7.13 Annual Report, 7.14 Annual Inspection of Each Grant, 7.15.1 Required State Seed Propagation Permit and 7.19 Aquaculture Gear and Equipment. If applicant meets all criteria outlined above, then the following is required.

1. Fill out an **aquaculture license** application and get **which the** Shellfish Constable signature **shall sign and date upon receipt**. Applications **shall be** available at the offices Shellfish Department **and the Principal Clerk**.

2. Go over the **Check List for Aquaculture Lease Applicants** with the Shellfish Constable, who ~~will~~ **shall** provide any additional documentation required, such as a form for a **Five-Year Business Plan** and a template for a letter to the Selectboard.

~~a. the Wellfleet Shellfish Department's **Check List for Aquaculture Lease Applicants** and form for a **Five-Year Business Plan** shall be submitted to the Selectboard for their approval and any changes made thereto.~~

3. For new grants and extensions:

a. Determine whether ~~upland~~ owner permission is needed, and if so, obtain **written** permission.

b. Schedule a site visit with Shellfish Constable to assess the area, ensure the shellfish growing area has an appropriate classification for aquaculture, review approximate coordinates for the new grant boundaries and discuss any potential conflicts. The applicant should include the proposed coordinates and map in the documentation provided to the Shellfish Constable for the Selectboard.

c. Have **the** Harbormaster review **the** proposal with regards to reasonable navigational and recreational interests in the areas concerned. (See 7.4 Location of Areas Licensed for Aquaculture (Grants).)

d. Set up a site visit with the Harbormaster and Shellfish Constable.

4. The Shellfish Constable will contact the Principal Clerk & **Selectboard Chair** for advertisement and request that the public hearing be placed on an upcoming Selectboard meeting agenda. **The Selectboard**

Chair shall schedule a public hearing not more than thirty days from date of receipt of completed application, **Check List for Aquaculture Lease Applicants** and a **Five Year Business Plan**.

5. The Shellfish Constable will write a letter of recommendation or concern and will provide all relevant grant applicant documents for the Selectboard hearing meeting packet by the deadline.

6. A public hearing will be held, and the Selectboard will determine the outcome of the application.

7. Upon approval by the Selectboard and after the Mass. Division of Marine Fisheries biological survey,

a. The applicant must have the new site professionally surveyed and supply the Shellfish Department with all boundary coordinates in decimal-degrees, and simultaneously

b. start the state and federal permitting process, including, but not limited to, Notice of Intent (Wetlands Protection Act filing), Chapter 91 authorization, eligibility under the Army Corps General Permit, etc. For more details, visit: <https://www.massaquaculturepermitting.org/>

8. Before the applicant can begin to use the site, s/he will be required to clean up and remove all old and/or derelict aquaculture gear that may have accumulated on the site and schedule a grant inspection by the Shellfish Department to ascertain its readiness.