

TOWN OF WELLFLEET
COMMERCIAL SHELLFISH APPLICATION

Please Print Legibly

Name: _____

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 (*copies of documents may be required to establish domicile*):

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 IF MIGHT USE FOR COMMERCIAL SHELLFISHING IN 2024

Type of Vessel: Fishing Vessel Skiff Pontoon

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 Shellfish Constable and /or Selectboard.

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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 proved Wellfleet is domiciled residence of applicant and 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 natural person who is domiciled in the Town of Wellfleet for the purpose of establishing legal residency. Written proof that Wellfleet is the applicant’s domicile as well as the legal residence of the applicant shall be required to the satisfaction of the Shellfish Constable and Selectboard. **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.**

First time permit applicants, and at the Shellfish Constable’s discretion, those who have not held a commercial permit in a preceding year, will need to attend an orientation to learn the basics of shellfishing for commercial harvest, open/closed areas and times, and state requirements for selling shellfish for public consumption, among other topics. Call the Shellfish Department to schedule: 508-349-0325.