

Deemed Complete - 08.11.2026

STANDARD LEASE APPLICATION: NON-DISCHARGE**1. APPLICANT INFORMATION****A. CONTACT PERSON**

Legal Name of Applicant(s):	Maine Oyster, Inc.
Contact Person:	Eric Horne & Valy Steverlynck
Email:	ericLhorne@hotmail.com
Telephone:	207.522.1520

B. MAILING ADDRESS

Street Address:	62 Pine Street
City:	Freeport
State:	Maine
Zip Code:	04032

C. PHYSICAL ADDRESS☒ Same as mailing address

Street Address:	
City:	
State:	
Zip Code:	

D. PAYMENT METHOD

☒ Check ☐ Credit Card
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E. SCOPING SESSION

Date meeting was held:	8/14/25
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2. PROPOSAL INFORMATION

A. LOCATION OF PROPOSED LEASE SITE

Town:	Yarmouth
County:	Cumberland
Waterbody:	Casco Bay
General Description:	SW of Lanes Island

B. PROPOSED LEASE INFORMATION

Total Acreage Requested:	12.11 (subject to DMR review)
Lease Term Requested:	20-years
Type of Culture: (Check all that apply)	☐ Suspended (gear in the water and/or on the bottom) ☒ Bottom (no gear)

C. INTERTIDAL SITE

Is any portion of the proposed lease site above mean low water?	☐ Yes ☒ No
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If you checked 'yes' you will need to complete section 11(J) of this application.

3. INTERAGENCY REVIEW INFORMATION

Lease applications are reviewed by other state and federal agencies. The questions below are intended to assist other agencies with the review of your application.

A. Is the proposed lease site located within any of the following habitat designations/areas? Check all that apply.

- ☐ Essential Habitat (includes Roseate Tern habitat and Piping Plover/Least Tern habitat)
☐ Shorebird Area
☒ Tidal Waterfowl and Wading Bird Habitat

B. Provide the water depth at mean high water.

10-11'

C. Provide the water depth at mean low water.

1-2'

D. Are you proposing to use any suspended gear?

☐ Yes ☒ No

If yes, will the gear be submerged (below the surface of the water) at all tidal stages?

☐ Yes ☐ No

E. Are you proposing predator netting?

☐ Yes ☒ No

If yes, what is the mesh size?

If yes, what is the twine size?

F. Is the proposal within 1,000 feet of any of the following? Check all that apply. If you select one or more boxes you also need to provide the requested information that follows.

- ☐ Conserved lands owned by federal, state, or municipal governments
☐ Docking facility owned by federal, state, or municipal governments
☐ Beach owned by federal, state, or municipal governments

Provide the name of the docking facility, beach, and/or conserved land:

Proximity of the respective property to the proposed lease site in feet:

Select which level of government owns the respective property:	
☐ Federal ☐ State ☐ Municipal	
Provide the name of the government entity that owns the respective property:	

G. Is any portion of the proposal within a marked navigational channel?	
☐ Yes ☒ No	
If no, how far (in feet) is the proposal from the nearest marked navigational channel?	50'

H. Is the proposed site within 1,000 feet of any federal navigation project or anchorage?	
☐ Yes ☒ No	
If yes, identify the project or anchorage:	

4. ENVIRONMENTAL CHARACTERIZATION

The observations for all categories except ice formation must be based on an assessment conducted between April 1 and November 15, dates inclusive. Observation dates outside this timeframe will not be accepted.

A. Describe the observed bottom characteristics of the proposed lease site:	Bottom characteristics: firm clay with sand and shell fragments.
Date of Observation:	4/12/26
B. Provide the speed of current:	+/-0.75 knot during maximum ebb/flow
Date of Observation:	4/12/26
C. Provide the direction of current:	Current runs in a north/south direction
Date of Observation:	4/12/26
D. Describe the fauna (animals) you have observed in the area:	Green crabs (<i>Carcinus maenas</i>) are abundant. Rock crabs (<i>Cancer irroratus</i>) are common.
Date of Observation:	4/12/26
E. Describe the flora (plants) you have observed in the area:	There are no plants inside the proposed lease area.
Date of Observation:	4/12/26
F. Have you observed any eelgrass within the boundaries of the proposed site?	☐ Yes ☒ No
Date of Observation:	June 2006 thru April 2026
Method of Observation:	Walking in the shallows, boating/drifting over shallows
G. Have you observed eelgrass within 1,000 feet of the proposed site?	☒ Yes ☐ No
Date of Observation:	June 2006 thru April 2026
Method of Observation:	Boating in area.

H. Describe ice formation during the winter months within the proposed lease boundaries.

The description needs to include data such as water temperature or ice out date over a 10 ten-year period or at least 5 years of observations from the harbormaster, shellfish warden, harbor committee, Marine Patrol Officer, or fishing community. Stating “no ice observed” will not be accepted as an answer.

In the early 2000s this area would routinely freeze over each winter, with ice out during the month of March. By the 2010s the bay stopped freezing over with the exception of the winters of 2014 (when it froze solid for just six weeks) and this past winter 2025/26. Ice did not completely cover the lease in '25/'26, but we did work alongside large ice bergs coming out of the Royal River when harvesting on our ROY LAM site. Temperatures hover in the low 30s for most of the winter, climbing back above 40 by early April of each year.

5. SOURCE OF STOCK AND WATER QUALITY

This section asks questions about the species you propose to cultivate and the water quality classification at the proposed site.

A. SPECIES AND SOURCE OF STOCK

Please use the applicable tables below to list all species you intend to cultivate on the proposed site.

1. Source of Stock: Approved Shellfish Hatchery or Non-Shellfish Stock List

If you are sourcing from an approved hatchery or entity included on the non-shellfish stock list (maintained by DMR), please use the table below.

	Common Name	Latin Name	Name of Source	Stocking Density
1.	American Oyster	Crassostrea virginica	Muscongus Bay Aquaculture	12/sq.ft.
2.				
3.				
4.				
5.				
6.				

2. Source of Stock: Other Aquaculture Site(s)

If you are sourcing from another aquaculture site in coastal waters please complete the table below.

	Common Name	Latin Name	Aquaculture Site ID	Water Body	Original Point of Origin	Stocking Density
1.	American Oysters	Crassostrea virginica	MAQBR1	Maquoit Bay	MBAq- ME hatchery	178/sq.ft
2.						
3.						
4.						
5.						
6.						

3. Source of Stock: Wild Stock

If you are collecting marine organisms from Maine's coastal waters for deployment on the proposed site complete the table below.

	Common Name	Latin Name	Waterbody Collected From	Name of Licensed Harvester	Stocking Density
1.					
2.					
3.					
4.					
5.					
6.					

4. Scallops

Do you intend to possess whole or roe-on scallops?	☐ Yes ☒ No
If you answered 'yes' please be aware that biotoxin testing will have to be conducted on a regular basis at your expense. Please contact the Bureau of Public Health to discuss your plans at the following email: DMRPublicHealthDiv@maine.gov	

B. GROWING AREA CLASSIFICATION

Growing Area Designation	WI CA3
Growing Area Classification	☐ Approved ☒ Conditionally Approved ☐ Restricted ☐ Conditionally Restricted ☐ Prohibited
If you are proposing to grow molluscan shellfish in waters classified as anything other than open/approved, you must contact: DMRPublicHealthDiv@maine.gov	

C. BIRD DETERRENTS

To comply with the National Shellfish Sanitation Program (NSSP) Model Ordinance (MO), DMR is requiring that applications for the suspended culture of shellfish include a description of mitigation or deterrent measures to minimize the potential pollution impacts of birds at the proposed site. Use the space below to list your mitigation or deterrent measures:
N/A

6. PROPOSED OPERATIONS

This section asks questions about the proposed operations, including what gear, powered equipment, floating structures, buildings or vessels will be at the proposed site.

A. CULTIVATION METHODS AND GEAR

1. How will you culture marine organisms?	☐ Gear
	☒ Bottom planting only (no gear proposed)
	☐ Combination: Both gear and bottom planting

2. Gear and Moorings Table

Use the table below to list all gear, longlines, moorings, and buoys that will be deployed within the boundaries of the proposed lease site.

Gear/Mooring Type	Dimensions	Dates of deployment	Maximum number deployed on site	Color	Species that will be grown using this gear type
Corner buoys	8"x4"	Year round	6	Yellow	Oysters
Cement Block	8" x 14"	Year round	6	Gray	Oysters
Rope (to connect corner buoys to cement blocks)					Oysters
	20'	Year round	6	Black	

3. If you are also bottom planting, please provide the following:

List all species that will be bottom planted	American Oysters
Describe the areas of the proposed site where bottom planting would occur. If it is the entire site, specify accordingly.	Entire site.

4. On Site Activity

At maximum capacity, which days of the week do you anticipate being on the site?	1-2 days per week
At maximum capacity, what is the earliest time of day you would start work on the site?	4:30am
At maximum capacity, what is the latest time you would end work on the site?	5:30pm
What months will seeding occur?	September & October
What is the maximum number of days it will take to seed the site?	Ten plantings on ten different days. Each planting takes about an hour.
Describe tending and maintenance activities:	Weekly harvesting
What months will harvesting occur?	Year round
How will you harvest each species? If you are using a drag, provide the dimensions.	We use a 40" drag.

5. Seasonality

Are there any seasonal changes to gear deployment?	☐ Yes ☒ No
If yes, please describe:	

B. MOTORIZED EQUIPMENT AND LIGHTING

1. Are you proposing to use motorized equipment on the proposed lease?	☒ Yes ☐ No
2. Are any of the noise sources fixed?	☐ Yes ☒ No
3. If yes, describe your plan to direct the noise from residences or areas of routine use on adjacent land.	Our outboard engine operates mostly at idle or very low RPMs. While working, it is inaudible at 200'. Our electric hauler (to raise the drag) is inaudible at 50'.
4. Does any of the equipment contain exterior lighting?	☐ Yes ☒ No
5. Describe the measures taken to ensure that exterior lighting on the equipment only illuminates the target area and reduces glare:	N/A
6. Describe the measures taken to mitigate light impacts from equipment:	N/A
7. Are you proposing to use a generator?	☐ Yes ☒ No
8. What is the generator used for?	N/A

9. What type of fuel does the generator take?	☐ Gasoline ☐ Diesel ☐ Other. Please specify:
10. Which months would you use the generator?	N/A
11. What is the maximum number of days the generator would be used each year?	N/A
12. Which days of the week would the generator be used?	N/A
13. What are the maximum hours a day the generator would be used?	N/A
14. Do you intend to use a generator designed to mitigate noise?	☐ Yes ☐ No
15. What measures will you take to mitigate noise from the generator?	N/A

16. Motorized Equipment Table

Use the table below to list each piece of motorized equipment (excluding vessels) that is proposed and answer the associated questions. Attach additional answers as necessary.

1. Equipment Name	
What is the piece of equipment used for?	N/A
Select the color(s) of this piece of equipment.	☐ Grays ☐ Blacks ☐ Browns ☐ Blues ☐ Greens
Does the piece of equipment have any exterior lights?	☐ Yes ☐ No
How is this piece of equipment powered?	
Which months would this piece of motorized equipment be used? If year round, specify accordingly.	
What is the maximum number of days that this piece of motorized equipment would be used?	
Which days of the week would this of motorized equipment be used?	
What are the maximum hours a day that this piece of motorized equipment would be used?	
What measures would be taken to mitigate noise from this piece of equipment?	

2. Equipment Name	
What is the equipment used for?	
Select the color(s) of this piece of equipment.	☐ Grays ☐ Blacks ☐ Browns ☐ Blues ☐ Greens
Does the piece of equipment have any exterior lights?	☐ Yes ☐ No
How is this piece of equipment powered?	
Which months would this piece of motorized equipment be used? If year round, specify accordingly.	
What is the maximum number of days that this piece of motorized equipment would be used?	
Which days of the week would this of motorized equipment be used?	
What are the maximum hours a day that this piece of motorized equipment would be used?	
What measures would be taken to mitigate noise from this piece of equipment?	

3. Equipment Name	
What is the equipment used for?	
Select the color(s) of this piece of equipment.	☐ Grays ☐ Blacks ☐ Browns ☐ Blues ☐ Greens
Does this piece of equipment have any exterior lights?	☐ Yes ☐ No
How is this piece of equipment powered?	
Which months would this piece of motorized equipment be used? If year round, specify accordingly.	
What is the maximum number of days that this piece of motorized equipment would be used?	
Which days of the week would this of motorized equipment be used?	
What are the maximum hours a day that this piece of motorized equipment would be used?	
What measures would be taken to mitigate noise from this piece of equipment?	

C. FLOATING STRUCTURES

1. Are you proposing any of the following? Check all that apply.	☐ Work Float ☐ Barge ☐ Other structure. Please specify: ☒ Not proposing floating structure
2. Which months will the structure be within the boundaries of the proposed site?	
3. Describe the purpose of the structure:	
4. Provide the length and width (in feet):	
5. Provide the height (in feet) as measured from the water line:	
6. Provide the construction materials:	
7. Select the color:	☐ Grays ☐ Blacks ☐ Browns ☐ Blues ☐ Greens
8. Does the structure contain exterior lighting?	☐ Yes ☐ No
9. Describe the measures taken to ensure that exterior lighting on the structure only illuminates the target area and reduces glare:	
10. What measures would you take to mitigate light impacts from the structure?	

D. BUILDINGS

1. Are you proposing a shed, building or other similar structure?	☐ Yes ☒ No
2. What is the building, shed, or similar structure used for?	
3. What are the maximum number of days it would be within the boundaries of the site each year? If year-round specify accordingly.	
4. Provide the length and width (in feet).	
5. What is the height (in feet) as measured from the waterline?	
6. Describe the roofing materials. They cannot be reflective or glossy.	
7. Describe the siding materials. They cannot be reflective or glossy.	
8. Select the color of the building.	☐ Grays ☐ Blacks ☐ Browns ☐ Blues ☐ Greens
9. What measures would you take to minimize visual impacts as viewed from the water?	

E. VESSELS**1. Vessels Table**

Use the table below to provide required information about the vessel(s) that may service the proposed site.

	Type of Vessel	Engine type and HP:	Vessel Length in feet:	Height in feet as measured from the waterline:	How many days of the year would the vessel service the site?	How many hours each day would the vessel be on the site?
1.	Carolina Skiff	Outboard 115hp	24'	24"	100 days	5-7 average
2.						
3.						
4.						

2. From where will the service vessels be launched? Check all that apply.

☒ Public boat launch

☐ Private property owned by the applicant

☐ Other. Please specify:

3. Are you storing petroleum products on the proposed site?

☐ Yes ☒ No

If yes, you need to attach a spill prevention and control plan to this application.

7. EXISTING USES

This section asks questions about the activities you have personally observed in the area.

A. COMMERCIAL NAVIGATION

1. When did you complete your observations of commercial vessel navigation in the area? Include the month(s) and year(s).	
Month(s): Year round	Year(s): 2002-2026
2. What types of commercial vessels did you observe navigating in the area?	
There is a lot of boat traffic in the dredged channel that runs next to our current and proposed site. This traffic includes, barges, commercial fishing boats, clamming boats, anglers (both commercial guides and recreational guides), and waterfront services boats.	
3. What was the approximate length of the commercial vessels you observed? Provide your answer in feet.	
Vessel sizes range from 14' to 75'	
4. How many commercial vessels did you observe navigating in the area?	
We see them every day. Traffic is heaviest in the spring, summer & fall.	
5. Did any commercial vessels transit through the boundaries of the proposed site?	
☐ Yes ☒ No	
If yes, how many commercial vessels transited through the boundaries:	
6. What is the typical direction of commercial vessel traffic?	
North/South	

B. RECREATIONAL NAVIGATION

1. When did you complete your observations of recreational vessel navigation in the area? Include the month(s) and year(s).	
Month(s): Year round	Year(s): 2002-2026
2. What types of recreational vessels did you observe navigating in the area?	
We see all manner of recreational vessels: power boats (both inboard and outboard), sailboats, rowboats (crew teams), kayaks, canoes.	
3. What were the approximate size of the recreational vessels you observed?	
Recreational vessels range from 9' dinghies to 80' pleasure yachts.	

4. How many recreational vessels did you observe navigating in the area?
We see them every day. Traffic is heaviest in the spring, summer & fall.
5. Did any recreational vessels transit through the boundaries of the proposed site?
☐ Yes ☒ No
If yes, how many recreational vessels transited through the boundaries:
6. What is the typical direction of recreational vessel traffic?
North/South

C. MOORINGS

1. When did you complete your observations of moorings in the area? Include the month(s) and year(s).	
Month(s): Year round	Year(s): 2002-2026
2. Are there any moorings within the vicinity of the proposed lease site?	☐ Yes ☒ No
3. How many moorings are within 1,000 feet of the proposed site?	None
4. What type of vessels utilize the moorings? Check all that apply.	☐ Commercial ☐ Recreational
5. What is the distance (in feet) from the proposed lease site to the closest observed mooring?	2500'
6. What is the length (in feet) of the vessel that utilizes this mooring?	25'

D. COMMERCIAL FISHING

1. When did you complete your observations of commercial fishing in the area? Include the month(s) and year(s).	
Month(s): Year round	Year(s): 2002-2026
The following questions are specific to commercial fishing that may occur within the boundaries of the proposed site.	
2. Does any commercial fishing occur within the boundaries of the proposed site?	☐ Yes ☒ No

3. List the type of commercial fishing that occurs within the boundaries of the proposed site.	N/A
4. What months does commercial fishing activity occur within the boundaries of the proposed site?	N/A
5. How many people commercially fish within the boundaries of the proposed lease area?	None
The following questions are specific to commercial fishing that may occur within the vicinity of the proposed site.	
6. Does any commercial fishing occur within the vicinity of the proposed site?	☒ Yes ☐ No
7. List the type of commercial fishing that occurs within the vicinity of the proposed site.	Clamming and worming near Lanes Island
8. What months does commercial fishing activity occur within the vicinity of the proposed site?	Year round
9. How many people commercially fish in the vicinity of the proposed site?	10

E. RECREATIONAL FISHING

1. When did you complete your observations of recreational fishing in the area? Include the month(s) and year(s).	
Month(s): Year round	Year(s): 2002-2026
The following questions are specific to recreational fishing that may occur within the boundaries of the proposed site.	
2. Does any recreational fishing occur within the boundaries of the proposed site?	☒ Yes ☐ No
3. List the type of recreational fishing that occurs within the boundaries of the proposed site.	Striper fishing
4. What months does recreational fishing activity occur within the boundaries of the proposed site?	Spring through fall.
5. How many people recreationally fish within the boundaries of the proposed lease area?	Unknown.
The following questions are specific to recreational fishing that may occur within the vicinity of the proposed site.	
6. Does any recreational fishing occur within the vicinity of the proposed site?	☒ Yes ☐ No

7. List the type of recreational fishing that occurs within the vicinity of the proposed site.	Striper fishing
8. What months does recreational fishing activity occur within the vicinity of the proposed site?	Spring through fall.
9. How many people recreationally fish in the vicinity of the proposed site?	Unknown

F. RIPARIAN INGRESS AND EGRESS

1. When did you complete your observations of riparian ingress and egress in the area? Include the month(s) and year(s).	
Month(s): Year round	Year(s): 2002-2026
2. Describe the shoreline in the vicinity of the lease proposal.	
The shoreline is mostly rocky with mudflats along the intertidal borders of the proposed area. Lanes Island has a sandy beach on the west side and marshy areas to the north and east.	
3. Have you observed any riparian owned vessel(s) accessing the shoreline?	☐ Yes ☒ No
4. What type of vessel(s) did you observe?	
5. Describe the length (in feet) of the vessel(s).	
6. Describe the surrounding uplands in the vicinity of the lease proposal.	
Uplands are forested with white pine, birch, maple and oak stands. The shoreline is mostly rocky with mudflats along the intertidal borders of the proposed area.	

G. DOCKS

1. Are there any docks in the area?	☐ Yes ☒ No
2. If yes, how many are within 1,000 feet of the proposed site?	
3. Have you observed any vessels accessing or secured to the docks?	☐ Yes ☐ No
4. If yes, what is the length (in feet) of the vessels observed?	
5. What is the distance (in feet) from the proposed lease site to the closest observed dock?	2000'

H. OTHER WATER RELATED USES

Do any of the following activities occur within the vicinity of the proposed site? Check all that apply and answer the associated questions.			
Activity	Month(s) of Observation	How many persons or vessels were engaged in the activity?	Location
☒ Kayaking	June, July, August	4	☐ Within the proposal boundaries ☒ Within the vicinity of the proposed site.
☐ Swimming			☐ Within the proposal boundaries ☐ Within the vicinity of the proposed site
☐ Other. Please specify:			☐ Within the proposal boundaries ☐ Within the vicinity of the proposed site.

I. OTHER AQUACULTURE SITES**1. Limited-Purpose Aquaculture (LPA) License(s)**

Are there any LPA licenses within the boundaries of the proposed site?	☐ Yes ☒ No
If yes, provide the LPA site ID(s)	
Are there any LPA sites within 1,000 feet of the boundaries of the proposed site?	☐ Yes ☒ No
If yes, provide the LPA site ID(s)	

2. Experimental Aquaculture Lease(s)

Is any portion of an experimental lease within the boundaries of the proposed site?	☐ Yes ☒ No
If yes, provide the experimental lease site ID	
Is there an experimental lease within 1,000 feet of the boundaries of the proposed site?	☐ Yes ☒ No
If yes, provide the experimental lease site ID	

3. Standard Aquaculture Lease(s)

Is any portion of a standard lease within the boundaries of the proposed site?	☐ Yes ☒ No
If yes, provide the standard lease site ID	
Is there a standard lease within 1,000 feet of the boundaries of the proposed site?	☒ Yes ☐ No
If yes, provide the standard lease site ID	ROY LAM (we are the leaseholders)

8. OPERATIONAL CAPABILITY

This section asks questions about technical capability, compliance history, and estimated costs.

A. TECHNICAL CAPABILITY

Do you or any other applicant hold existing aquaculture sites?		☒ Yes ☐ No	
If yes, please complete the table below for each aquaculture site held. Please attach additional entries as necessary.			
Name of Holder	Type of Site	Site ID	Acreage (if a lease) Do not provide a size for LPA sites.
Maine Oyster, Inc.	☐ Experimental ☒ Standard ☐ LPA	MAQ BR1	5.18
Maine Oyster, Inc.	☐ Experimental ☒ Standard ☐ LPA	MAQ BRE	9.98
Maine Oyster, Inc.	☐ Experimental ☒ Standard ☐ LPA	SHE LE5	12.21
Maine Oyster, Inc.	☐ Experimental ☒ Standard ☐ LPA	ROY LAM	6.59
Eric Horne	☐ Experimental ☐ Standard ☒ LPA	HOR5 09	
	☐ Experimental ☐ Standard ☐ LPA		
	☐ Experimental ☐ Standard ☐ LPA		
	☐ Experimental ☐ Standard ☐ LPA		
	☐ Experimental ☐ Standard ☐ LPA		

List your skills and experiences working on the water:

We have been farming oysters in Maine - full time - since 2000. We love what we do, and we feel confident that we have the expertise and practical experience necessary to continue in this industry for many years to come.

B. COMPLIANCE HISTORY

Have you been convicted of violating any state or federal marine resource laws?	☐ Yes ☒ No
Have you been adjudicated to be responsible for violating any state or federal marine resource laws?	☐ Yes ☒ No

C. FINANCIAL ESTIMATES

Use the space below to provide requested cost estimates of the planned aquaculture activities, if approved, as they relate to this proposal.

Annual Lease Rent	\$1,200
Annual DMR Licensing Fees	\$600
Annual cost to maintain the bond or commitment amount for the escrow account	No cost for escrow account
Annual Equipment Costs	\$6,000
Annual Maintenance Costs	\$2,000

9. RIPARIAN LANDOWNER NOTIFICATION

Is the proposal within 1,000 feet of shorefront land (which extends to mean low water or 1,650 feet from shore, whichever is less, according to NOAA charts).	☒ Yes ☐ No
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If yes, please submit the following:

- ☒ Include a completed riparian landowner list. If the site is in more than one municipality, you need to submit separate lists for each town/city.

- ☒ Make sure the list is certified by the municipality. The person certifying the list on behalf of the municipality should review the tax records and is typically the town clerk, tax assessor, or other individual familiar with these records.

- ☒ Include a labeled tax map that displays the: town name, parcels numbered clearly, legible scale, and boundaries of the proposed lease site.

RIPARIAN LANDOWNER LIST

TOWN OF: Yarmouth, Maine

MAP #	LOT #	Landowner names and addresses
064	001 (Lanes Island)	Maine Coast Heritage Trust ✓ 1 Bowdoin Mill Island, Suite 201 Topsham, Maine 04086
003	001/00B/010	Wallace W. Gardiner ET AL - Trustees ✓ 125 High Street - High Street Tower 27 th Floor Boston, MA 02210

CERTIFICATION

I, Ruth A. Bennett, Town Clerk for the Town of Yarmouth certify that the names and addresses of the property owners listed above, as well as the map and lot numbers, are those listed in the records of this municipality and are current as of this date.

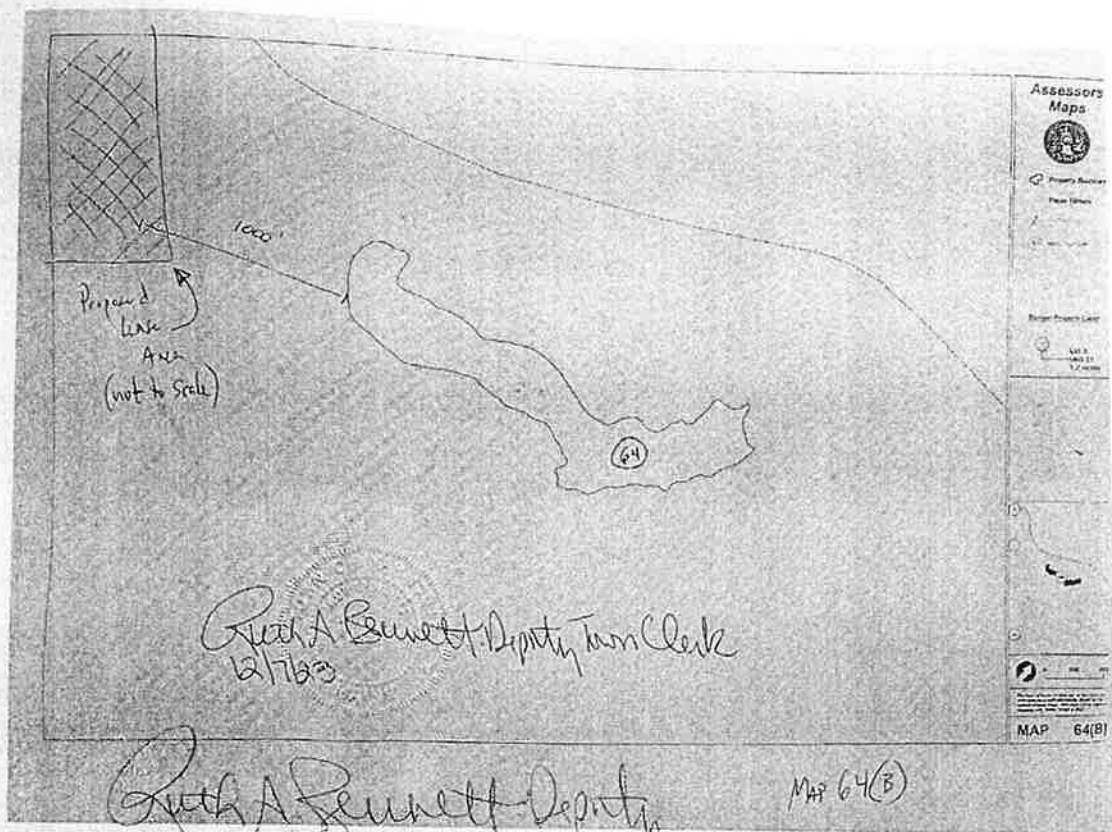
SIGNED: DATE:

Ruth A. Bennett Deputy
12/7/23

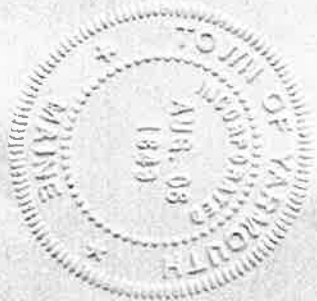
Wendy Simms, Codes
5/6/25

Ruth A. Bennett Deputy
5/6/25

Ruth A. Bennett Deputy
7/2/2025



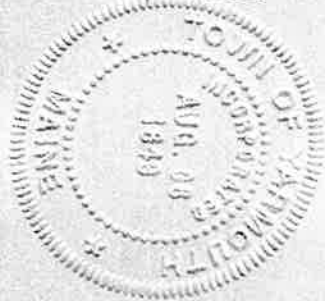
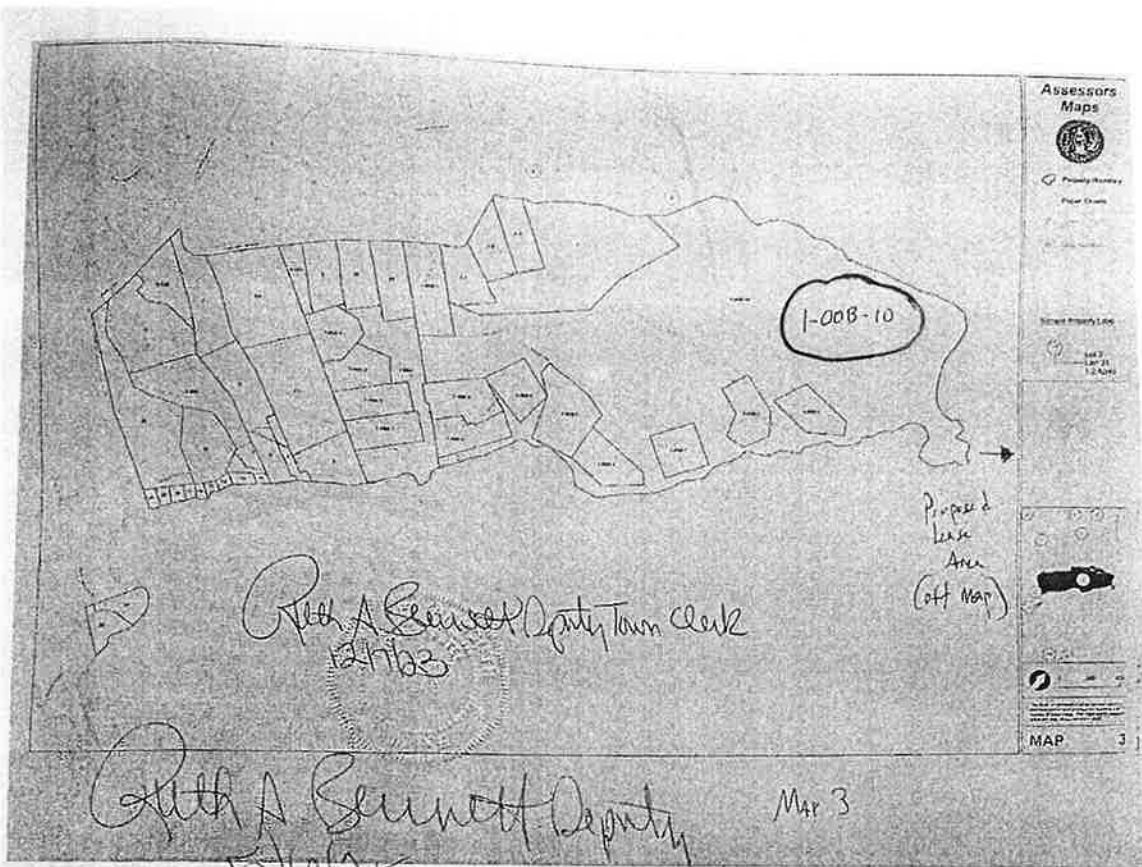
Rich A. Bennett Deputy
5/16/25



Yarmouth, ME

Rich A. Bennett. Deputy
7/2/26





Yarmouth, ME
Ruth A. Bennett Deputy
7/26/26



RIPARIAN LANDOWNER LIST

TOWN OF: Freeport, Maine

MAP #	LOT #	Landowner names and addresses
25	59	Fogg Point Family Estate, LLC 370 Hobart Avenue Short Hills, NJ 07078

CERTIFICATION

I, Carrie Weemen Deputy, Town Clerk for the Town of Freeport certify that the names and addresses of the property owners listed above, as well as the map and lot numbers, are those listed in the records of this municipality and are current as of this date.

SIGNED: DATE:

July 17, 2024

May 16, 2025

July 16, 2024

Cweemen

10. SITE COORDINATES

This section will ask you to provide your coordinates, starting with the NW corner and proceeding clockwise. WGS-84 is the required datum.

Corner Label	Latitude (N)	Longitude (W)
1 (NW corner)	43.790918°	70.137893°
2	43.789564°	70.134425°
3	43.788510°	70.135069°
4	43.789445°	70.137973°
5	43.790426°	70.139335°
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		

11. RENDERINGS & ATTACHMENTS

SITE LOCATION

A. BOUNDARY DRAWING

Depict the boundaries of the proposed site with corners labeled as referenced in the site coordinate table. Start with corner 1 (NW corner) and proceed clockwise with the labeling.

- ☐ Label the rendering 'Boundary Drawing'
- ☐ All corners are labeled in accordance with the instructions and match the coordinate table.

B. VICINITY MAP

Using a NOAA Chart, show the area within a minimum of 3,000 feet of the proposed lease site. The vicinity map needs to include the following:

- ☐ Label the rendering 'Vicinity Map'
- ☐ Lease boundaries
- ☐ 1,000-foot radius buffer around each corner
- ☐ Arrow indicating true north
- ☐ Scale bar

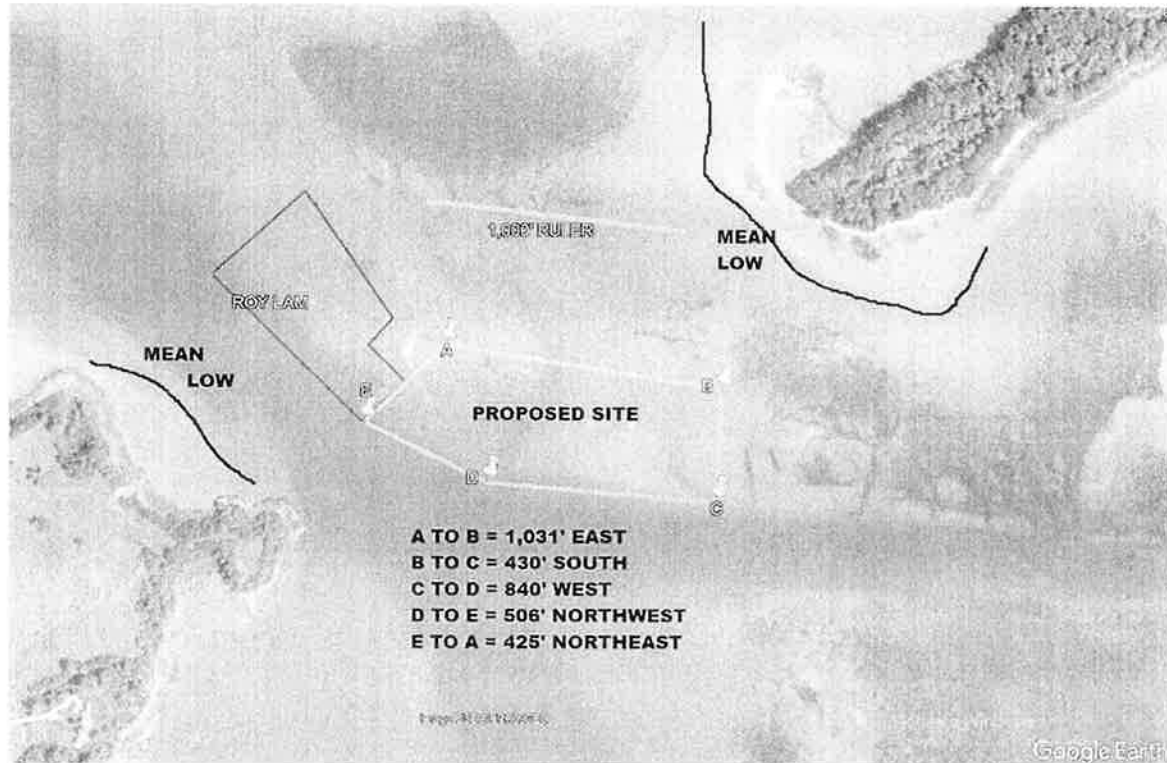
GEAR SCHEMATICS

If you are proposing any gear or structure, you must provide the following renderings.

C. OVERHEAD VIEW

- ☐ Label the rendering 'Overhead View'
- ☐ Include the maximum layout of all gear, including moorings.
- ☐ Label each gear type
- ☐ Depict the location of floats or other associated structure.
- ☐ Approximate spacing between gear in feet.
- ☐ Length and width of the proposed site.
- ☐ Lease boundaries and the location of proposed corner markers and any additional gear markers that would be present.
- ☐ Gear orientation

A. Boundary Drawing



Scale Bar: See 1,000' Ruler above (yellow line)

Note: The mean high water boundaries are the shorelines of Lanes Island & the mainland

Coordinates

- A) 43.790918° -70.137893°
- B) 43.789564° -70.134425°
- C) 43.788510° -70.135069°
- D) 43.789445° -70.137973°
- E) 43.790426° -70.139335°

B. Vicinity Map



1000'
SCALE BAR

N

34/a

D. SEASONAL OVERHEAD VIEW

If there are seasonal changes to the gear layout (i.e. overwintering), submit an overhead view depicting the following:

- ☐ Label the rendering 'Seasonal Overhead View'
- ☐ Include the maximum layout of all gear, including moorings.
- ☐ Label each gear type
- ☐ Depict the location of floats or other associated structure.
- ☐ Approximate spacing between gear in feet.
- ☐ Length and width of the proposed site.
- ☐ Lease boundaries and the location of proposed corner markers and any additional gear markers that would be present.
- ☐ Gear orientation

E. CROSS SECTION VIEW

- ☐ Label the rendering 'Cross Section View'
- ☐ Profile of gear in cross-section as it will be deployed.
- ☐ Label each gear type.
- ☐ Depict mooring type
- ☐ Depict mooring scope
- ☐ Depict mooring hardware
- ☐ Depict mooring line type and size.
- ☐ Depict the depth of the gear in relationship to the water's surface at both mean low water and mean high water

F. SEASONAL CROSS SECTION VIEW

If there are seasonal changes to the gear layout (i.e. overwintering), submit a cross section view depicting the following:

- ☐ Label the rendering 'Seasonal Cross Section View'
- ☐ Profile of gear in cross-section as it will be deployed.
- ☐ Label each gear type.
- ☐ Depict mooring type
- ☐ Depict mooring scope
- ☐ Depict mooring hardware
- ☐ Depict mooring line type and size.
- ☐ Depict the depth of the gear in relationship to the water's surface at both mean low water and mean high water

G. STRUCTURE/FLOAT SCHEMATICS

Provide a schematic or photos of any structures or floats that are proposed. The schematic(s) need to include the following:

- ☐ The location of any lights (if applicable)
- ☐ Approximate location of any mechanized equipment that may be used or stored on the structure. The equipment must be labeled.

H. EQUIPMENT LAYOUT

- ☐ Provide schematic or photographic renderings of the generalized layout of the equipment as depicted from **two** vantage points on the water (i.e. what will your site look like on the water from different points)
- ☐ Provide the locations of the two vantage points.

OTHER ATTACHMENTS

I. OIL SPILL PREVENTION AND CONTROL PLAN

If petroleum products are stored on the proposed site, you need to attach a spill prevention and control plan. It must include the following:

- ☐ Procedures and control measures to prevent spills.
- ☐ Measures to contain, cleanup, and mitigate the effects of an oil spill that has impacted navigable waters or adjoining shorelines.

J. FINANCIAL INSTITUTION LETTERS

☒ In accordance with regulation, you must include a letter from a financial institution indicating you have an account in good standing. If there are multiple applicants, they each submit letters.

J. Financial Institution Letter



December 7, 2013

To Whom It May Concern,

This letter is to confirm Maine Oyster Company of Freeport Maine has had a relationship with KeyBank since at least 2006 and accounts are in good standing.

Respectfully,

Andrew Brunner

A handwritten signature in dark ink, appearing to read "Andrew Brunner". To the right of the signature, the date "12/7/2013" is handwritten.

Branch Manager - Yarmouth KeyBank

188 Main St. Yarmouth, ME 04096

Phone: Branch (207) 846-5501

Desk: (207) 847-8200

Fax: (207) 846-1417

Andrew_S_Brunner@keybank.com

36 a

K. INTERTIDAL SITES

If any portion of the proposed site is above mean low water, you need to provide the following under 1) and 2):

1. Landowner Written Permission

All riparian owners whose intertidal lands will be used for aquaculture need to give the applicant written permission to use intertidal lands. You need to submit this written permission with your application. DMR will not accept the application without the required permission.

The written permission must include the following:

- ☐ The map and lot number of the parcel to which the permission applies, which needs to match what is listed on the riparian landowner list.
- ☐ The letter must include the names(s) of the landowner(s). If the parcel is held by multiple people, each individual needs to provide permission. It can be included in the same letter, but it needs to be clear that all owners of the parcel consent.
- ☐ The letter must clearly state that the parcel owner is giving the applicant(s) **permission to use their intertidal lands** for the proposed aquaculture activities. General letters of support from the parcel owner do not satisfy this requirement.
- ☐ If the intertidal land is owned by the applicant(s) then an 'Applicant Statement' must be included with the submission. The submission needs to include the map and lot number of the parcel owned.

2. Municipal Permission

Does the municipality have a shellfish conservation program in accordance with 12 M.R.S.A. section 6671?	☐ Yes ☐ No
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If you selected "no" then part 2 is not required.

If you selected "yes" then you also need to submit the following with your application:

The municipal officials need to consent to using the intertidal area. Consent means that a majority of the municipal officials voted to grant permission to use the intertidal area. The vote needs to occur during a public meeting.

After the meeting, you will need to submit one of the following:

A copy of the final meeting minutes that includes the text of the motion and the results of the vote, which demonstrates that a majority of municipal officials gave consent to the applicant(s) to use the intertidal area. Draft copies of meeting minutes will not be accepted.

OR

A letter from the municipality that summarizes the meeting when the vote was taken. The letter needs to include:

- ☐ The date of the meeting.
- ☐ Text of the motion.
- ☐ The vote of each municipal official (they need to be individually named).
- ☐ Name and signature of the individual submitting the letter on behalf of the town.

12. ACKNOWLEDGEMENT AND SIGNATURE PAGE

Every listed applicant needs to complete and include a copy of this form with the submission. If the applicant is a company, this needs to be completed and signed by a person authorized to make such certifications and submissions on behalf of the company.

Please read and check each box confirming understanding

☒ I have read DMR's aquaculture laws and regulations and will comply with those provisions.

☒ I understand that lease proposals are evaluated in consideration of applicable decision criteria and processed in accordance with relevant law and rules. Applying for a lease is not a guarantee that this site will be granted or otherwise granted as originally applied for.

☒ I understand that lease application fees are non-refundable.

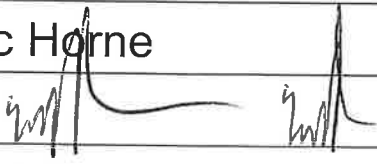
☐ I understand that falsifying any information in this application will result in termination of the application or other enforcement action.

☒ I understand that it is my responsibility to submit a copy of this application to the U.S. Army Corps of Engineers (USACE) and that their review process is separate from DMR's. If I have questions about the USACE process or review, I will contact that agency.

☒ I read the lease application instructions. I will follow the instructions and provide any requested information in a timely manner.

☒ If the lease is granted, I understand that all gear, including moorings, are required to remain within the boundaries of the proposed lease site at all tidal stages. I understand that if the lease is granted, failure to keep gear, including moorings, within the boundaries of the site will result in compliance action including possible revocation of the site.

☒ I will mark the site in accordance with Chapter 2.80 of DMR's regulations.

Printed Name	Eric Horne
Signature	
Date	4-17-26 July 2, 2026