

EXPERIMENTAL LEASE APPLICATION

1. APPLICANT CONTACT INFORMATION

Applicant	Black Stone Point Oysters LLC
Contact Person	Ryan Saul
Address	236 Bayview Rd
City	Nobleboro
State, Zip	ME, 04555
County	Lincoln
Telephone	207 440-9806
Email	blackstonepoint@gmail.com
Payment Type	<input checked="" type="checkbox"/> Check (included) <input type="checkbox"/> Credit Card

Note: The email address you list here will be the primary means by which we will contact you. Please provide an email address checked regularly. If you do not use email, please leave this blank.

2. PROPOSED LEASE SITE INFORMATION

Location of Proposed Lease Site	
Town	Damariscotta
Waterbody	Great Salt Bay
General Description (e.g. south of B Island)	East of Blackstone Point
Lease Information	
Total acreage (4-acre maximum) and lease term (3-year maximum) requested	3.45 Acres
Type of culture (check all that apply)	<input type="checkbox"/> Bottom (no gear) <input checked="" type="checkbox"/> Suspended (gear in the water and/or on the bottom) <input type="checkbox"/> Net Pen (finfish)
Is any portion of the proposed lease site above mean low water?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Note: If you selected yes, you need to complete the steps outlined in the section titled: “17. Landowner/Municipal Permission Requirements”.

3. GROWING AREA DESIGNATION

Directions: Information for growing area designations can be found here:

<https://www.maine.gov/dmr/shellfish-sanitation-management/closures/index.html>

Growing Area Designation (e.g. “WL”):	WQ
Growing Area Section (e.g. “A1”):	CA1

Note: If you are proposing to grow molluscan shellfish in waters classified as anything other than open/approved, you will need to contact the Bureau of Public Health to discuss you plans at the following email: DMRPublicHealthDiv@maine.gov

4. GENERAL LEASE INFORMATION

A. Please complete the table below and add additional rows as needed.

Name of species to be cultivated (include both common and scientific names):	Name and address of the source of seed stock or juveniles	Maximum number (or biomass) of organisms you anticipate on the site at any given time
1. Eastern Oyster (<i>Crassostrea virginica</i>)	Muscongus Bay Aquaculture 24 Seal Ledge Lane, Bremen, ME 04551 (207) 529-4100 OR Mook Sea Farm 321 St RT 129 Walpole ME 207 563-1456	5,500,000 (only oysters)
2. Quahog (<i>Mercenaria mercenaria</i>)	Muscongus Bay Aquaculture 24 Seal Ledge Lane, Bremen, ME 04551 (207) 529-4100 OR Mook Sea Farm 321 St RT 129 Walpole ME 207 563-1456	2,250,000 (only quahogs)
3. Bay Scallops (<i>Aequipecten irradians</i>)	Muscongus Bay Aquaculture 24 Seal Ledge Lane, Bremen, ME 04551 (207) 529-4100 OR Mook Sea Farm 321 St RT 129 Walpole ME 207 563-1456	2,250,000 (only bay scallops)

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B. Do you intend to possess, transport, or sell whole or roe-on scallops? Yes No

If you answered “yes” please contact the Bureau of Public Health to discuss your plans at the following email: DMRPublicHealthDiv@maine.gov

Note: If you are proposing to grow molluscan shellfish, this application also serves as your written operational plan as required in the National Shellfish Sanitation Program (NSSP) Model Ordinance Chapter 2, and must be maintained in your files. If you wish to submit an operational plan separate from this application, please contact: DMRPublicHealthDiv@maine.gov

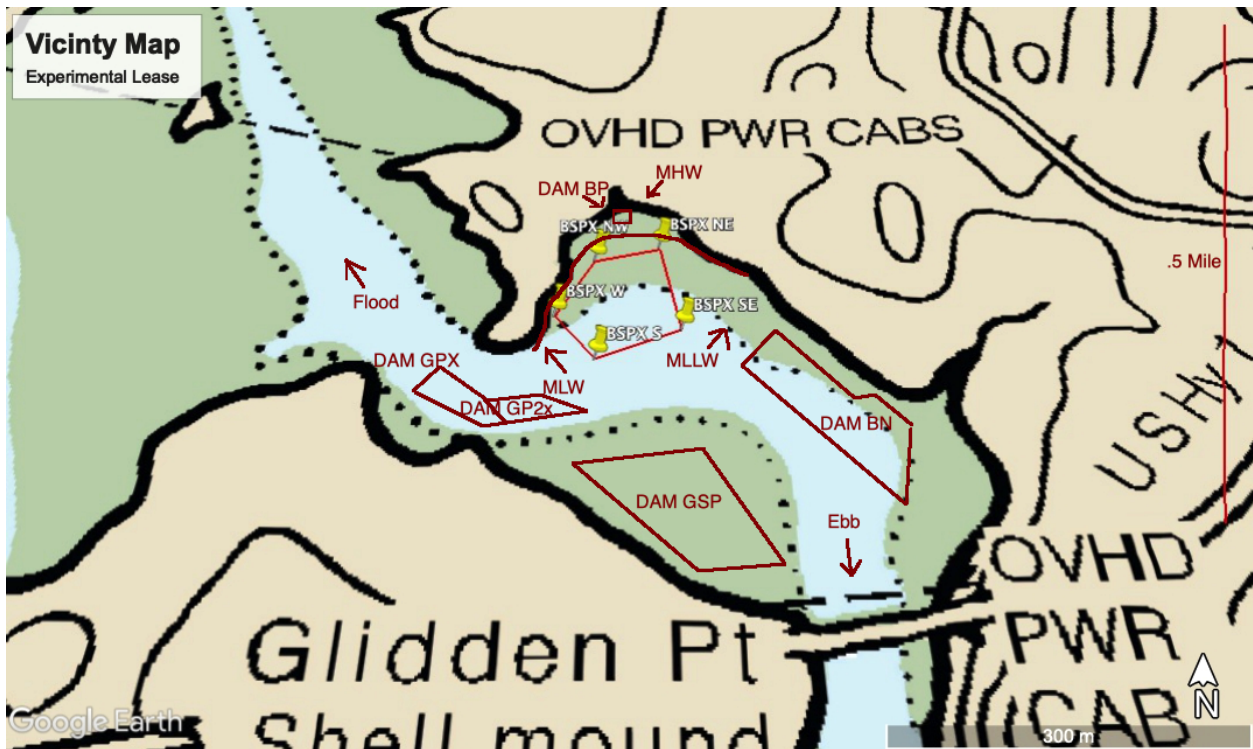
5. VICINITY MAP

Note: You may embed the maps within the document, or attach the maps to the end of your application. If you attach the maps, please label them according to the instructions provided below. If you attach the map, please label it: ‘Vicinity Map’.

Directions: Using a NOAA Chart or USGS topographic map, show the area within a minimum of one-half mile of the proposed lease site.

The map needs to display the following:

- The waters, shore lands, and lines of mean high and mean low water within the general area of the lease
- An arrow indicating true north
- A scalebar
- The approximate lease boundaries



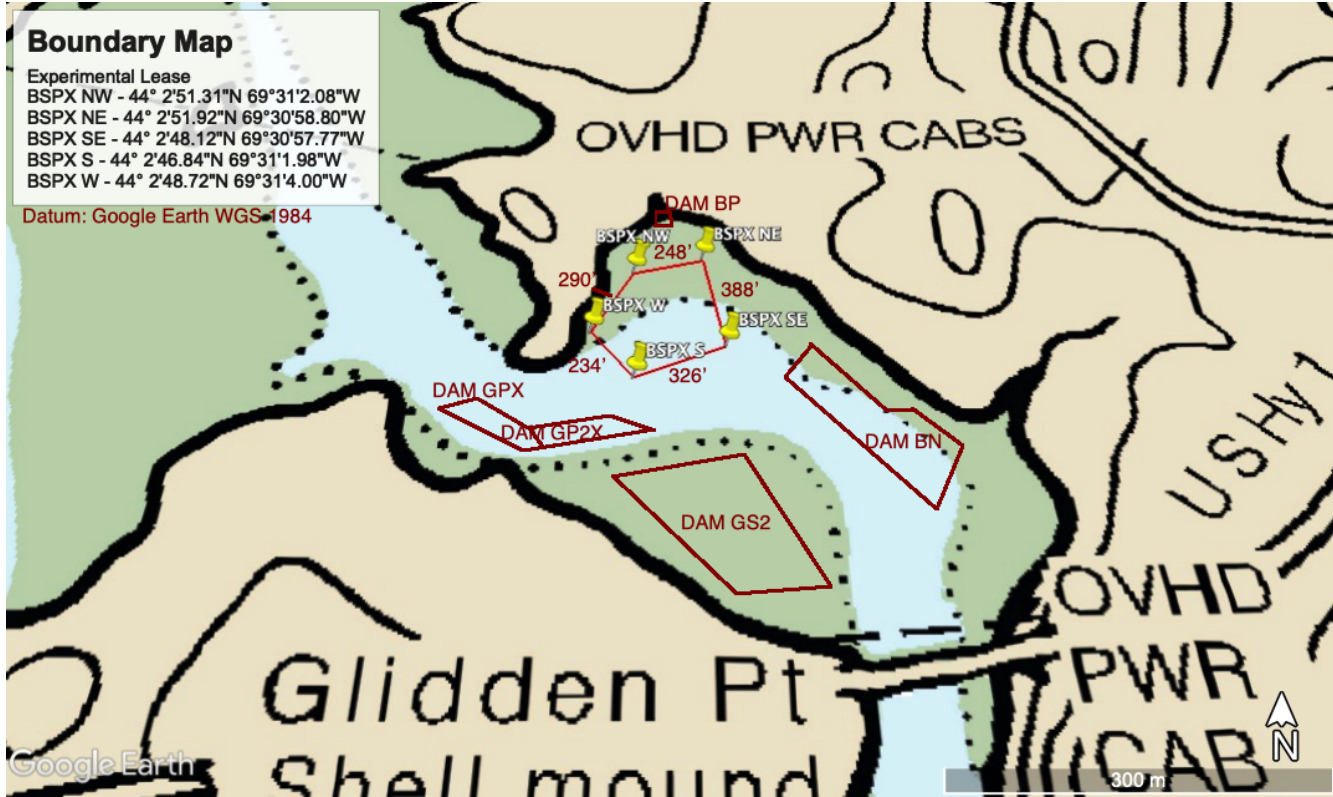
6. BOUNDARY DRAWING

Note: If you attach a drawing, please label it ‘Boundary Drawing’.

Directions: Depict the boundaries of the proposed lease site. Provide a drawing with all corners, directions, and distances labeled. Provide coordinates for each corner as follows:

- Coordinate Description
Provide geographic coordinates for each corner of the lease site in latitude and longitude as accurately as possible (e.g., to the nearest second or fraction of a second). Identify the

datum from the map, chart, or GPS unit used to develop these coordinates. The datum will be shown on the map or chart you are using. The Coordinate Description may be provided separately from the Boundary Drawing.



7. RESEARCH PROGRAM AND OPERATIONS

Directions: If you are cultivating more than one species, you will need to provide the below information for each species. Please attach a separate page if needed.

A. Type of study (**check one**): Scientific Research Commercial Research

Please note:

a) *Scientific research is not kept confidential.*

b) *Experimental leases for commercial research are not renewable. Results of commercial research are kept confidential.*

B. What is the purpose of the study? If scientific, please include a detailed study design.

The commercial research being conducted will compare the growing abilities and logistics of a potential nursery in Great Salt Bay; in comparison to that of the lease already licensed to Blackstone Point Oyster Farm at Hog Island on the Damariscotta River.

C. Describe the general culture process for each species proposed.

This lease will potentially create a nursery for juvenile oysters, bay scallops, and quahogs. After spending time in the upweller system, they will then be transferred to this lease at the 12 mm size to grow up to sub-market size. This process involves floating gear that will be handled at least once a week by flipping gear up in order to enhance the shape of the seed, while only handling zapco tubes once a month. Also grading of the seed will occur to separate size classes and move seed sub-market and over, out of the proposed experimental lease to our market grow-out lease.

D. What months will the proposed activities (i.e. seeding, tending, and harvesting) occur?

Seeding will occur from June to August, tending will occur from April to December, and harvesting will occur from April to October.

E. How often will you be at the site during seeding and harvesting periods?

We will work at this site from 1 to 3 times a month to move seed into or out of the site. This would be from the nursery or to our Hog Island site HI6.

F. How frequently will you visit/tend the site for routine maintenance (i.e. flipping cages, etc.)?

We will tend this site from 1 to 3 days a week.

G. Describe the harvesting techniques you will use. If you plan on using a drag, please provide the dimensions.

To harvest from Oyster Grow cages, the cage will be lifted onto the boat's gunwale so that the bags can be accessed. This will be for seed grading purposes only, not for market oysters. The Zapco tubes are deployed and harvested in the beginning and end of season by wading in shallow water. They are hung on rebar "staples". For Flip Farm systems, baskets are flipped and harvested with a loading or flipping platform hung off the side of the boat. (no engines besides the boat's are used)

H. Describe any overwintering or "off season" plans for the site. For example, will you remove gear from the site and/or deploy gear in different areas within the proposed site? Please include where gear or product will be located if moved from the site.

Small seed will be left in oyster grows that are sunk to the bottom of the lease for winter in November/December. Zapco tubes and rebar "staples" are pulled from the lease and stored away at an off-site location on private land on the North shore of Great Salt Bay.

I. What type of machinery (e.g. generator, drag, grading equipment, etc.) will you be using on the site? When and how often will the machinery be used?

There may be a tumbling, sorting, machine that would require a generator to run. This would occur one to two times per week in the summer months. This includes a hydraulic motor, a generator and pump for spraying water. This machinery will be used for the months of August and September for around 2 hours a day and about 3 days a week.

J. Please provide details on any predator control techniques you plan to employ, including the use of bird deterrents. Will you use commercially available or custom equipment? If commercially, available equipment, please include the brand and model names. If custom equipment, please attach a detailed schematic that includes the dimensions, materials, and function of the equipment.

This lease would be used for seed culture and moved to bottom culture or top culture gear at our Hog Island lease for market growth. This will provide ample time to purge any bird feces in the water before market oysters are kept in wet storage at our hog island lease (HI6).

8. EXISTING USES

Directions: Describe the existing uses of the proposed area. Please include the amount of activity, the time of year the activity occurs, frequency, and proximity to the lease site.

A. Describe the existing uses of the proposed area in questions A.1 through A.5 below. Please include the a) type b) time of year c) frequency, and d) proximity to the lease site for each existing use.

1. Commercial Fishing

None

2. Recreational Fishing

Infrequent Striped Bass and brown trout fishing in the summer and fall months. Some anglers fish right in our current LPAs or nearby. This would be within the boundaries of the proposed site.

3. Boating Activities (please also include the distance to any navigable channel(s) from your proposed site at low water)

Infrequent boating activity typically in the channel between the proposed lease and DAM GPx/DAMGP2x. Other than boats used for aquaculture, typically the vessels are under 20 feet. Aquaculture vessels typically are skiffs and pontoon barges over or around 20 feet in length.

4. Ingress and egress (i.e. coming and going) of shorefront property owners within 1,000 feet of the proposal (e.g. docks, moorings, landing boats on shore, etc.)

Infrequent usage. There is one adjacent dock between the proposed site and DAM BN. It is about 200 ft away from the proposed lease with a small skiff that is used infrequently.

5. Other uses (kayaking, swimming, etc.)

There is infrequent kayaking and swimming, typically in the channel during the summer months. This is 20 to 100 ft away from the site.

B. Are there private docks, moorings, or other access points within 1,000 feet of the proposed lease? If yes, please include approximate distance from proposed lease.

There are two private docks at 188' and 426', and a Maine DOT Access Point at 1,248'.

C. Are there public beaches, parks, or docking facilities within 1,000 feet of the proposed lease site. If yes, please describe and include approximate distances from proposed lease.

No there are not any within 1000' of the site.

D. Are there any Limited Purpose Aquaculture (LPA) licenses or aquaculture leases within 1,000 feet of your proposed lease site? If yes, please list their acronyms below.

Current and pending aquaculture leases and active LPA licenses may be found here:
<https://www.maine.gov/dmr/aquaculture/leases/index.html>

Yes, there are two active LPA that belong to Brendan Parsons the owner of Blackstone Point Oyster Farm LLC which will be absorbed by this lease site. (BPAR422 and BPAR216). There are also 5 other leases, DAM BP, DAM GPx, DAM GP2x, DAM GS2, and DAM BN.

9. CURRENT OPERATIONS

Directions: If a question does not pertain to your proposed operations, please write “not applicable” or “N/A.”

A. Describe your existing aquaculture operations, including the acronyms of all active leases and/or licenses.

Currently we use 3 LPAs BPAR317, BPAR 216, and BPAR422, along with a lease, HI6. We are currently building our company, and have one full time employee with a few seasonal employees.

B. What are your plans for any existing leases and/or Limited Purposed Aquaculture (LPA) licenses if the lease is granted? Will any existing leases and/or Limited Purpose Aquaculture (LPA) licenses be relinquished if the lease is granted? If so, please indicate which ones.

BPAR216 and BPAR422 will be absorbed into this lease site. No other LPAs will be relinquished.

10. EXCLUSIVE USE

If your lease is granted, what activities would you request be excluded from occurring within the boundaries of the lease site? In your answer please address applicable commercial and recreational fishing, boating activities, and other activities you listed in the ‘Existing Uses’ section of this application.

No existing uses will be excluded from the site.

11. ENVIRONMENTAL CHARACTERIZATION

Directions: Using your knowledge of the area, describe the environment of the proposed lease site. Be sure to include units of measurement in your answers (i.e. feet, cm/s).

A. What are the approximate depths at mean low water?

Depths at mean low range from 2' to 12'.

B. What are the approximate depths at mean high water?

High water ranges from 5' to 25'

C. Provide the approximate current speed and direction during the ebb and flow.

Around 2 knots depending on the tide.

D. The following questions (D.1 through D.6) may be answered in writing or by submitting a video. If you plan to submit a video, please contact the Department prior to video collection.

1. What are the bottom characteristics (mud, sand, gravel, rock, ledge or some mix, etc.)?

There is mostly mud on the bottom with some rock

2. Describe the bottom topography (flat, steep rough, etc.).

The bottom is shallow on the north half of the lease and drops off 5 to 6 feet in the middle of the lease moving south. It continues to increase in depth toward the main channel.

3. Describe marine organisms by species or common names. Based on your personal observations or other sources of information, are these species abundant, common, or rare?

Upon observations, there are Drill Snails, Green Crabs, Horseshoe Crabs, Atlantic Sturgeon, Striped Bass, and Menhaden. All of these species are common.

4. Are there shellfish beds or fish migration routes in the surrounding area? If so, please describe.

There are no beds in the surrounding area. Sturgeon, Menhaden, and Striped Bass migrate north into the bay. They migrate through the channel that is within 50 feet of the proposed lease. There have been fish that migrate through the proposed area as well.

5. Describe the presence and extent of submerged aquatic vegetation, i.e. eelgrass, within the proposed lease area. Please include the date of this observation along with the method of observation. If submerged aquatic vegetation is observed, please also describe the abundance below and sketch the limits of the beds in the vicinity map.

No eelgrass has been observed on the bottom, there may be some rockweed or brown algae. This observation was made in May 2022 by diving on the site.

6. Describe the general shoreline and upland characteristics (rocky shoreline, forested, residential, etc.)

There is a marsh north and west of the proposed lease, and rocky shoreline with residential property to the east.

E. Is your proposed lease located within a Maine Department of Inland Fisheries and Wildlife designated Essential Habitat?

Yes No

Note: The location of Essential Habitats in the State of Maine, along with information on how projects within these areas are reviewed, can be found here:

<https://www.maine.gov/ifw/fish-wildlife/wildlife/endangered-threatened-species/essential-wildlife-habitat/index.html>

If a project is located within an Essential Habitat, applicants are strongly encouraged to contact the MDIFW Environmental Review Coordinator (John.Perry@maine.gov, phone: 207-287-5254) prior to application submission.

F. Will your operations discharge anything into the water such as feed (pellets, kelp, etc.) or chemical additives (therapeutants, chemical treatments, etc.)?

Yes No

Note: If you answered yes, you must submit a video of the bottom using a method prescribed by the Department. **The video must be filmed between April 1 and November 15.** If a discharge is proposed you will also need to obtain a Maine Department of Environmental Protection (DEP) discharge permit. For information on this permit please contact DEP's Wastewater Licensing Program (Gregg.wood@maine.gov, 207-287-7693). Further sampling may be required by DMR, or DEP, depending on the characteristics of the site or the proposed activities.

12. STRUCTURES *(if applicable)*

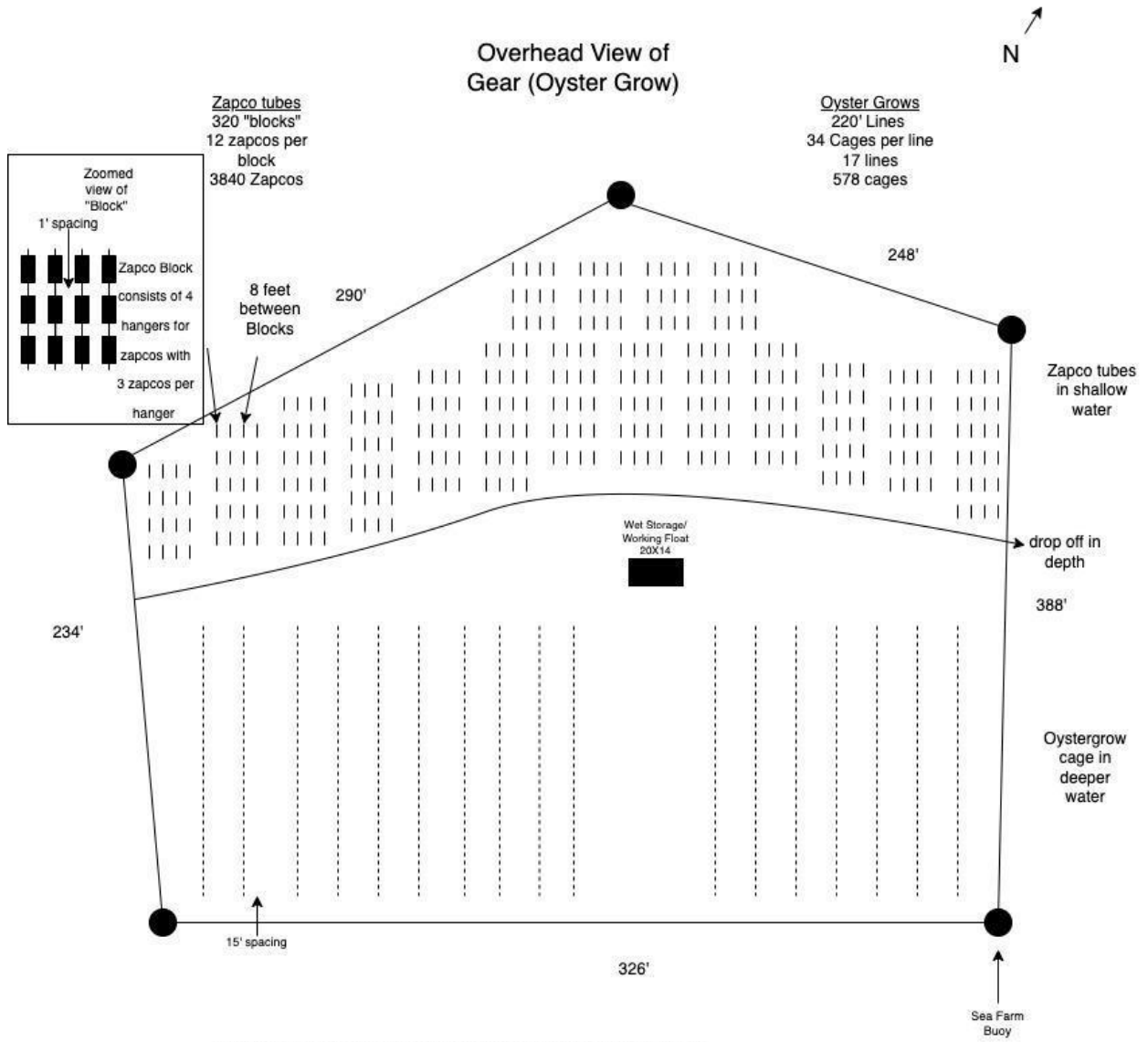
If your operations require the use of cages, nets, ropes, trays, or any object (structure) other than the organism to be grown directly on the bottom or buoys to mark the corners of the lease site, you must submit an **Overhead View** and **Cross-Section View** of your gear plans. It is important to note that, unlike Limited Purpose Aquaculture (LPA) Licenses, experimental and standard leases require that all gear, including moorings, must be located within the proposed lease boundaries.

Note: You may embed the gear plans, or attach them to the end of your application. If you attach the plans, please label them according to the instructions provided below.

A) Overhead View (please label this “Overhead View”):

Directions: All dimensions need to be labeled with the appropriate units (i.e. 10ft, 10in)

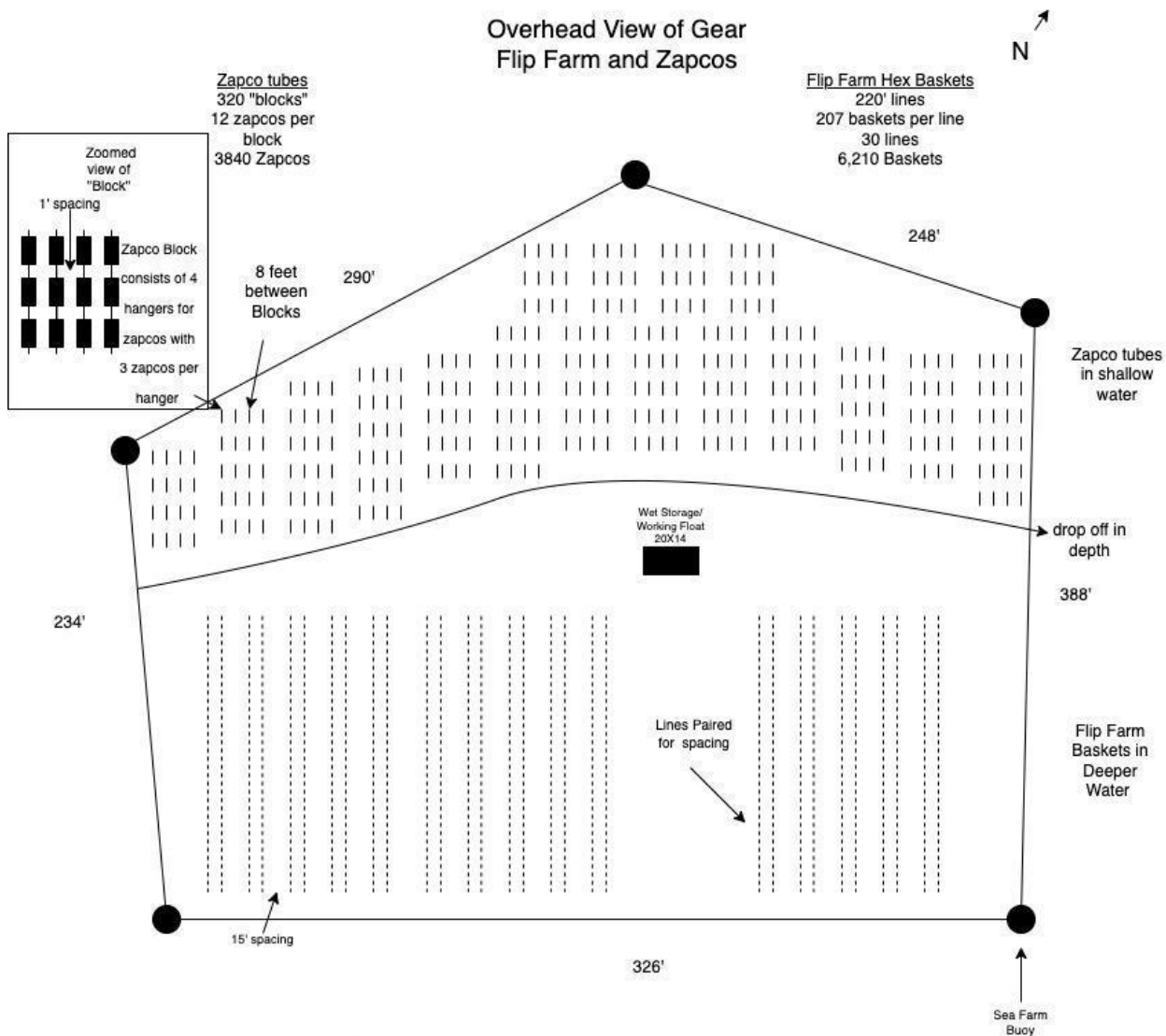
- Show maximum layout of gear including moorings.
- Show dimensions of entire gear layout
- Show approximate spacing between gear.
- Show lease boundaries and the location of proposed markers on all drawings.



*In winter months (late November-Early March) Zapco system will be pulled and stored off site, and floating gear will be sunk in place.

Zapco "blocks" are 10' long by 7' wide.

Overhead View of Gear Flip Farm and Zapcos



*In winter months (late November-Early March) Zapco system will be pulled and stored off site, and floating gear will be sunk in place.

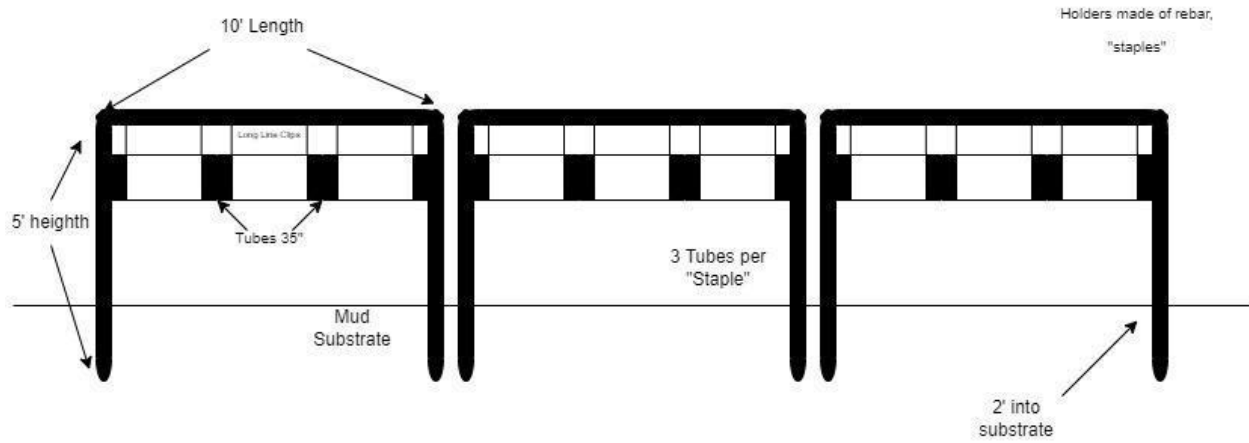
B) Cross-Section View (please label this “Cross Section View”):

Directions: The cross-section view must show the following:

- The sea bottom
- Profile of gear in cross-section as it will be deployed
- Label gear with dimensions and materials
- Show mooring gear with mooring type, scope, hardware, and line type and size
- Water depth at mean high and mean low water

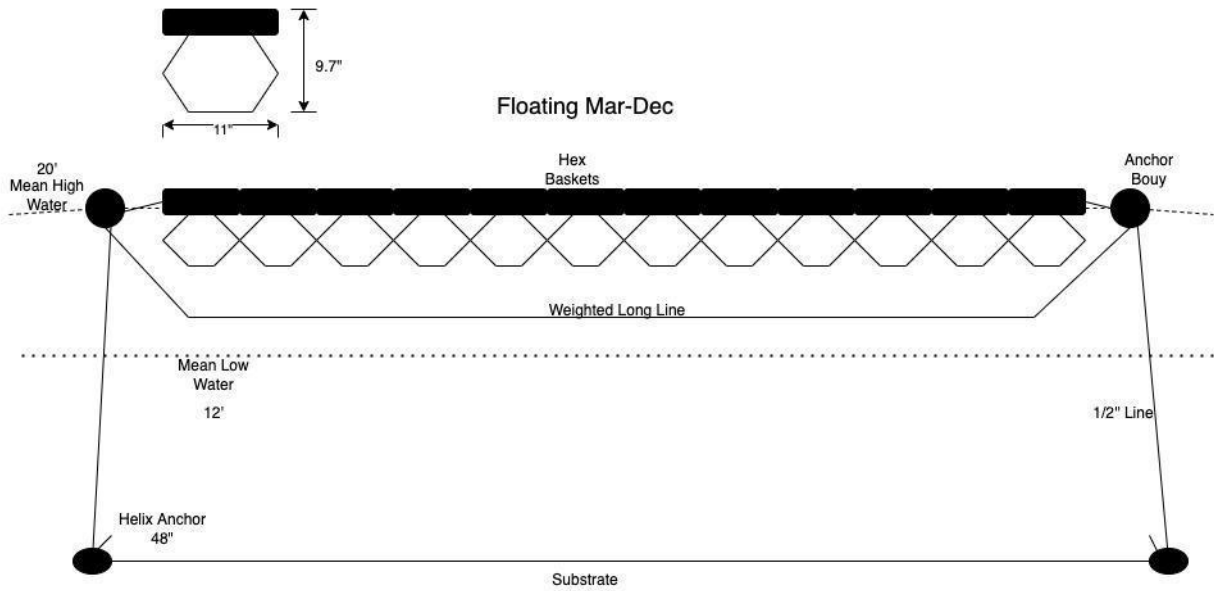
Note: Please include an additional Cross Section View, depicting the elements listed above, if there will be seasonal changes to gear layout (i.e. over wintering).

Zapco Cross-Section View

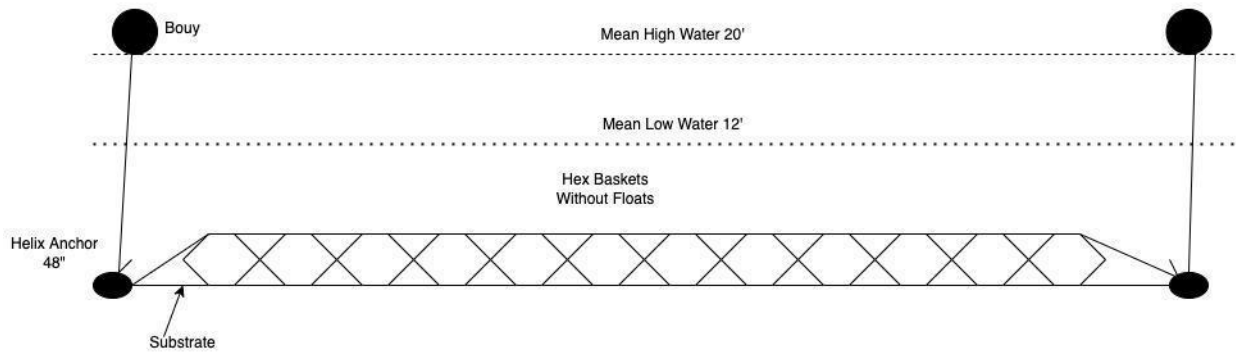


Not all gear is depicted. Rebar and Tubes will be removed in fall (November) and redeployed in the Spring (April). There will be 7 inches between tubes on the rebar and the rebar will abut each other.

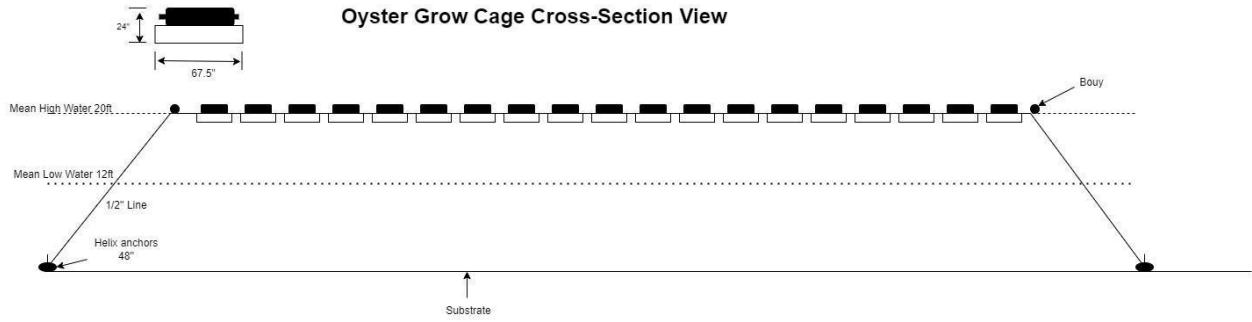
Cross-Section View Hex Baskets



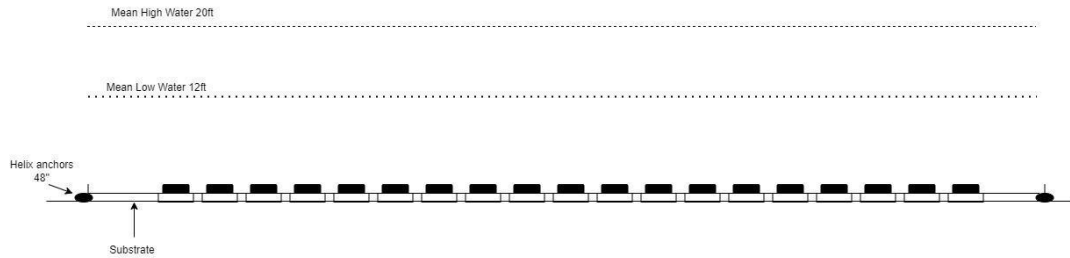
Cross Section View of Hex-Baskets Overwinter Dec-Feb



Not all gear is depicted. Winter months include late November to Early March. Long line length is 220 ft.



Cross-Section of Overwintering Oyster Grow Cages



Not all gear is depicted. Winter months include late November to Early March. Long line length is 220 ft.

C) Gear Description

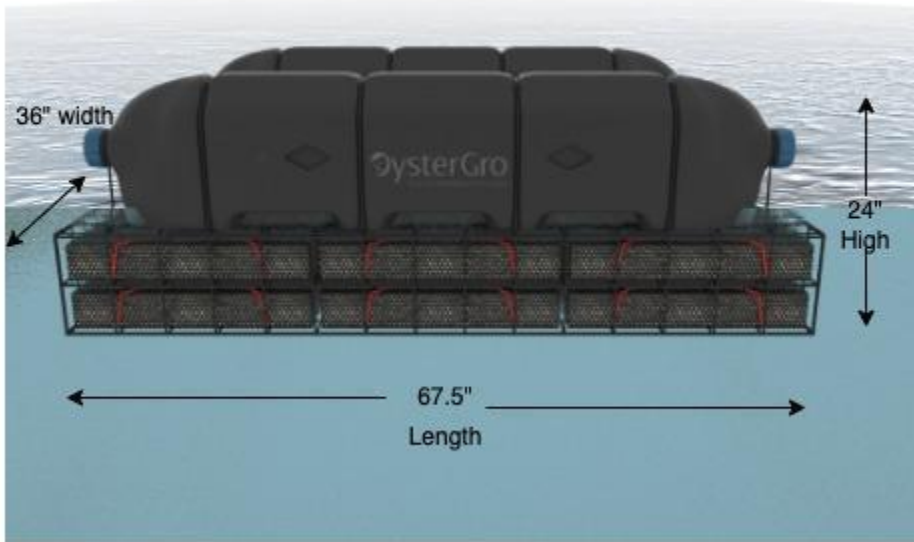
Directions: List and describe each individual gear type that you will use in the table below.

Specific Gear Type <i>(e.g. soft mesh bag)</i>	Dimensions <i>(e.g. 16"x20"x2")</i>	Time of year gear will be deployed <i>(e.g. Spring, Winter, etc.)</i>	Maximum amount of this gear type that will be deployed on the site <i>(i.e. 200 cages, 100 lantern nets, etc.)</i>	Species that will be grown using this gear type
Floating Oyster Grow Cages	67.5"x36"x24"	Spring to Fall on the surface and November to March submerged	578	Oysters, Quahogs, Bay Scallops
Hard plastic hex cages	31.5"x11"x9.7"	Spring to Fall on the surface and November to March submerged	6210	Oysters, Quahogs, Bay Scallops
Floating Mesh Tubes (Zapco)	35" x 13" x 13"	Spring (late May) to Fall (October)	3840	Oysters, Quahogs, Bay Scallops

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D) Gear Drawing (please label this “Gear Drawing”).

Directions: Include a drawing of an individual piece of gear for each of the gear type(s) you plan to use. The drawing(s) needs to depict the length, width, and height of each gear type with appropriate units referenced (i.e. 10in, 10ft, etc.).



Floating cage made by OysterGro©



Floating mesh tube made by Zapco



Hard plastic Hex basket made by FlipFarm©

13. MARKING

Will you be able to mark your site in accordance with DMR regulations, Chapter 2.80? In part, this requires marker buoys which clearly display the lease ID and the words SEA FARM to be located at each corner of the lease.

Yes No

If you answered no, explain why and suggest alternate markings.

Note: If a lease is granted, you will also be required to mark the site in accordance with appropriate US Coast Guard Regulations. If you have questions about US Coast Guard regulations contact: 1st Coast Guard District, Aids to Navigation Office.

14. RIPARIAN LANDOWNERS AND SITE ACCESS

A. If your lease is within 1,000ft of shorefront land (**which extends to mean low water or 1,650 ft. from shore, whichever is less, according to NOAA charts**), the following supporting documents are required:

1. A labeled copy of a tax map(s) depicting the location of the proposed lease site and including the following elements:
 - Label the map “Tax Map: Town of (name of town).”
 - Legible scale
 - Tax lot numbers clearly displayed
 - The boundaries of the proposed lease
2. Please use the Riparian Landowner List (included on the next page) to list the name and address of every shorefront landowner within 1,000ft of the proposed lease site. Have the tax collector or clerk of the municipality certify the list. Refer to the riparian determination guidance document to ensure all riparian landowners are included:
<https://www.maine.gov/dmr/aquaculture/forms/documents/RiparianDetermination.pdf>
3. If any portion of the site is intertidal you need to complete the steps outlined in “17. Landowner/Municipal Permission Requirements”.

B. Will your access to the lease area be across riparian land?

Yes No

Note: If you selected yes, you will need to complete the landowner permission requirements included in “17. Landowner/Municipal Permission Requirements” of this application.

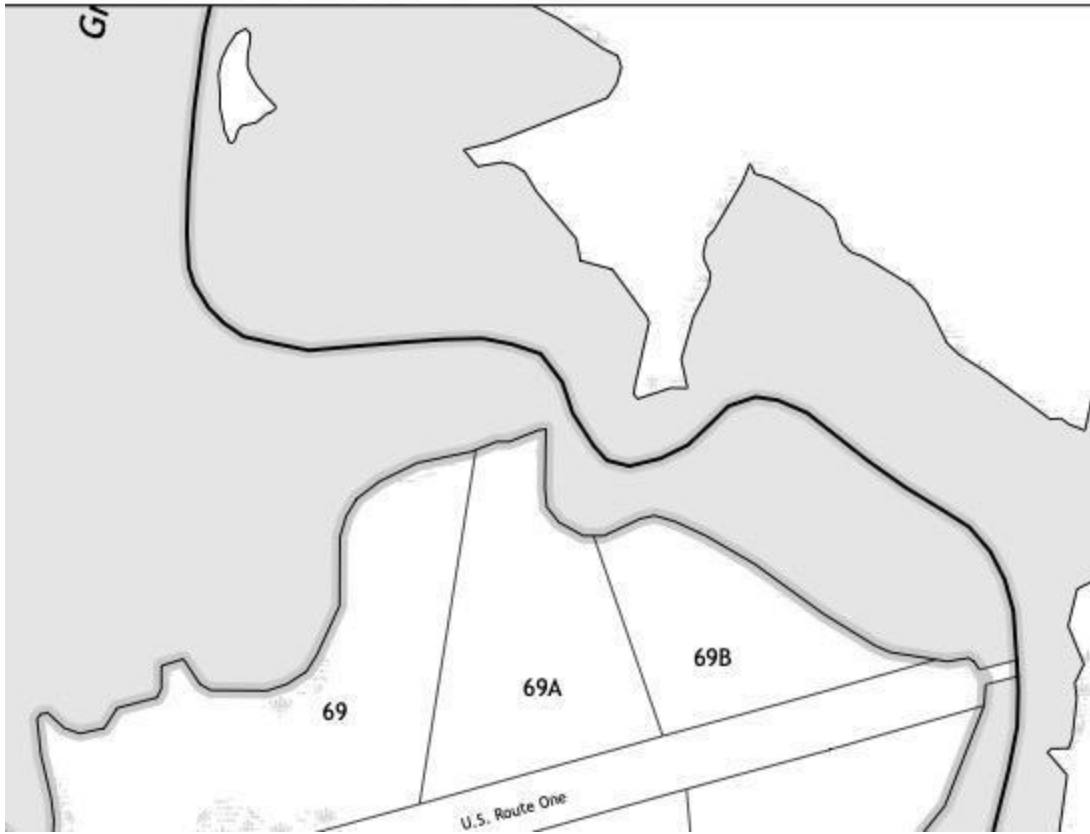
C. How will you access the proposed site?

We will use 3 different Carolina skiffs 21', 17', and one 16'. We launch from schooners landing and from a private dock up in the North Shore of the upper Great Salt Bay.

Tax Maps



Damariscotta, ME Tax Map 03



Newcastle, ME Map 5

RIPARIAN LANDOWNER LIST

THIS LIST MUST BE **CERTIFIED** BY THE TOWN CLERK

TOWN OF: Damariscotta, ME

MAP #	LOT #	Landowner name(s) and address(es)
03	043	COASTAL RIVERS CONSERVATION TRUST 3 ROUND TOP LANE DAMARISCOTTA ME 04543 PO Box 333
03	043-004	COASTAL RIVERS CONSERVATION TRUST 3 ROUND TOP LANE DAMARISCOTTA ME 04543
03	043-005	GREAT SALT BAY, LLC Andrew Moses 145 W. 58th ST APT# PH1 THE MEURICE NEW YORK NY 10019
03	043-006	JUDD, WILLIAM H. , III 12 MIDDEN WAY DAMARISCOTTA ME 04543
03	043-007	KURAS, MARK FRANCIS KURAS, MARGARET WEED 158 MALONE ROAD SALT POINT NY 12578
03	33-1	SHIELDS-HAAS, LAURA J & VANESSA 34 HOLMES ST, ROCKLAND, ME 04841
03	21	State of Maine
03	19	State of Maine

CERTIFICATION

I, REBECCA J. BARTOLotta Town Clerk for the Town of DAMARISCOTTA 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: RJ Bartolotta DATE: 07.07.2022



Scanned with CamScanner

RIPARIAN LANDOWNER LIST

THIS LIST MUST BE **CERTIFIED** BY THE TOWN CLERK

On this list, please include the map number, lot number, and the current owners' names and mailing addresses for all shorefront parcels within 1,000 feet of the lease site. It is the applicant's responsibility to assemble the information for the Town Clerk to certify. The Town Clerk *only* certifies that the information is correct according to the Town's records. Once you have completed the form, ask the Town Clerk to complete the certification section below. If riparian parcels are located within more than one municipality, provide a separate, tax map and certified riparian list for each municipality.

TOWN OF: Newcastle, ME

MAP #	LOT #	Landowner name(s) and address(es)
5	69-B	COASTAL RIVERS CONSERVATION TRUST 3 ROUND TOP LANE DAMARISCOTTA ME 04543 P.O. Box 333 Damariscotta, Me. 04543
5	69-A	COASTAL RIVERS CONSERVATION TRUST 3 ROUND TOP LANE DAMARISCOTTA ME 04543 P.O. Box 333 Damariscotta, Me. 04543
5	62	COASTAL RIVERS CONSERVATION TRUST 3 ROUND TOP LANE DAMARISCOTTA ME 04543 Starr G. Petcut 214 Newton St. Wastan, Me. 02493

Please use additional sheets if necessary and attach hereto.

CERTIFICATION

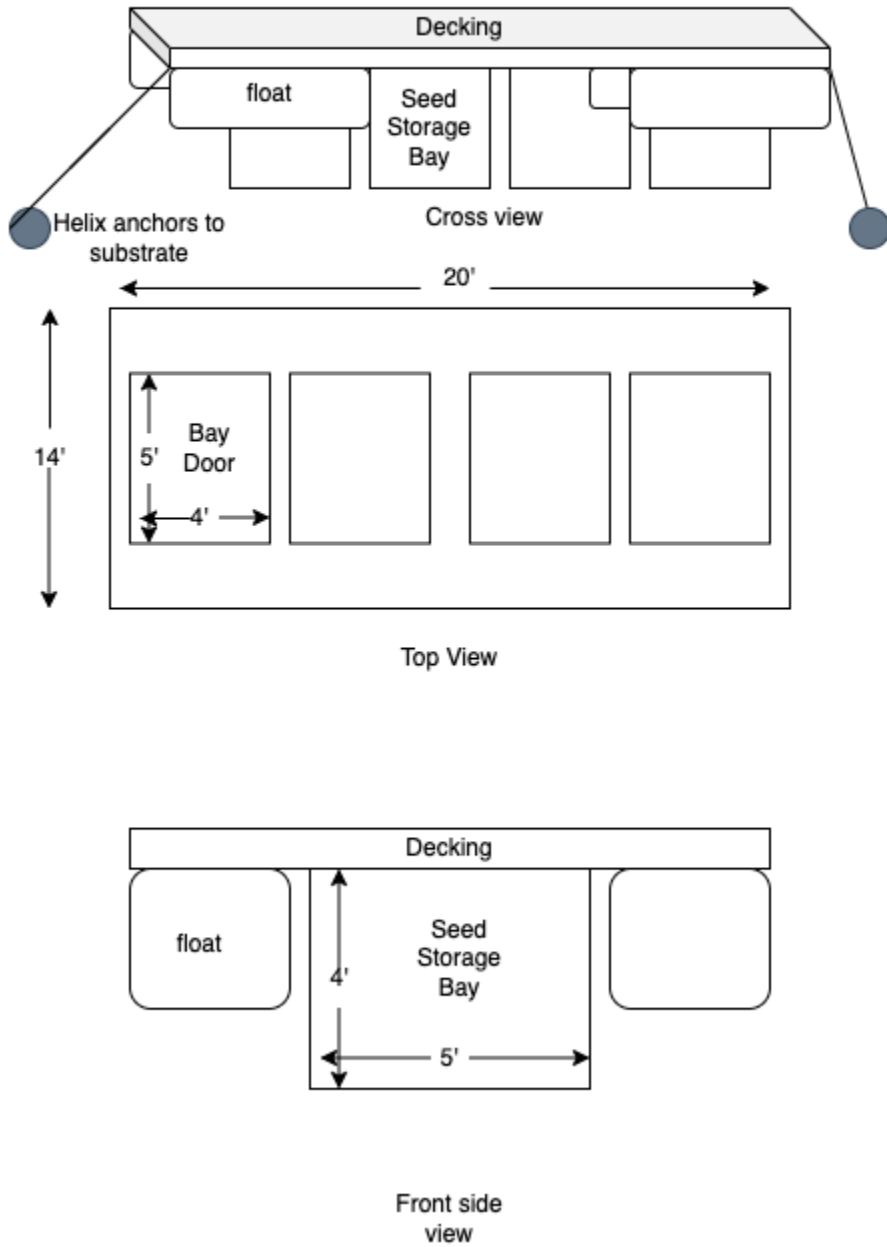
I, Dore Keller, Town Clerk for the Town of Newcastle certify that the names and addresses of the property owners listed above, as well as the map and lot numbers, are those listed in the records of this municipality and are current as of this date.

SIGNED: Dore Keller DATE: July 7, 2022

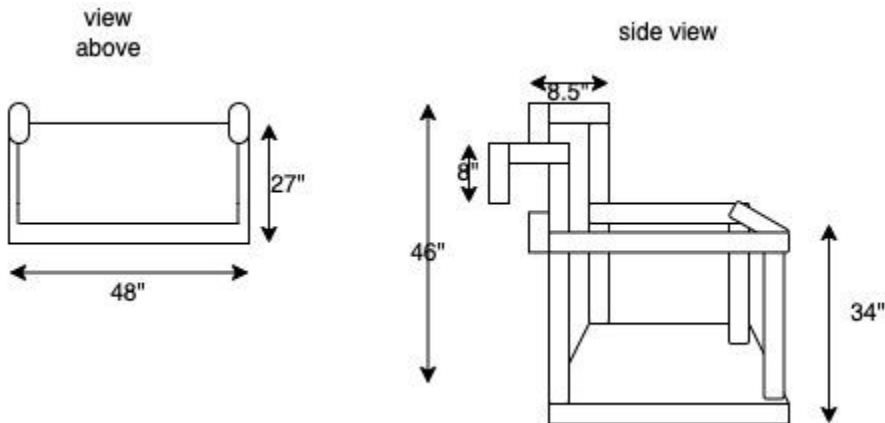


Work float dimensions and design

Work Float



Flipping Platform Diagram



The flipping platform is an aluminum structure that is hung off the side of the skiffs so that we may be in the water safely and at the level of the cages or hex baskets to flip them.

15. ESCROW ACCOUNT OR PERFORMANCE BOND

Check the category that describes your operation:

Check Here	Lease Category	Amount of Required Escrow or Performance Bond
<input type="checkbox"/>	No gear/structure, no discharge	None
<input type="checkbox"/>	No gear/structure, discharge	\$500.00
	≤ 400 square feet of gear/structure, no discharge	\$1,500.00
<input checked="" type="checkbox"/>	>400 square feet of gear/structure, no discharge	\$5,000.00*
<input type="checkbox"/>	Gear/Structure, discharge	\$25,000.00

*DMR may increase the bond/escrow requirements for leases with more than 2,000 feet of structure.

I, (*printed name of applicant*) Blackstone Point LLC have read DMR Aquaculture Regulations 2.64(12)(B)) and if this proposed lease is granted by DMR I will either open an escrow account or obtain a performance bond, depending on the category of lease.

R. J. Saul

11/29/22

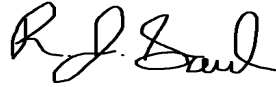
Applicant Signature

Date

Note: Add title if signing on behalf of a corporate applicant.

ADDITIONAL APPLICANTS: Each applicant must sign this section indicating that they will open an escrow account or obtain a performance bond. Use the space below for additional persons listed on the application. You may attach additional pages, if necessary.

I, (*printed name of applicant*) _____ Ryan Saul _____ have read DMR Aquaculture Regulations 2.64(10)(D) and if this proposed lease is granted by DMR I will either open an escrow account or obtain a performance bond, depending on the category of lease.



11/29/22

Applicant Signature

Date

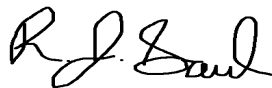
Note: Add title if signing on behalf of a corporate applicant.

16. APPLICANT SIGNATURE PAGE

I hereby state that the information included in this application is true and correct. I have also read and understand the requirements of the Department's rules governing aquaculture and the application instructions pertaining to the experimental lease process.

Printed name: _____ Ryan Saul _____

Title (*if corporate applicant*): _____ Farm Manager _____



Signature: _____

Date: _____ 11/29/22 _____

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.

Note:

- All applicants must sign and date this page. Please use the space below, if additional signatures are required.
- Corporate applicants, please be sure to include the title (i.e. President, Treasurer, etc.) of the individual(s) signing on the company's behalf.

17. LANDOWNER/MUNICIPAL PERMISSION REQUIREMENTS *(if applicable)*

PART I: The use of private property to access your site.

Pursuant to 2.64(C)(6) if you are using private property to access the proposed lease site, you need to submit written permission from the property owner with your application. It is your responsibility to obtain written permission. Please note that the Department does not provide forms for landowner or municipal permission. **If any portion of your site is also intertidal you will need to complete the steps outlined in Part II, below.**

PART II: If any portion of the site is intertidal you need to complete the following steps:

Step I: Obtain written permission from all intertidal landowners.

Pursuant to 2.64(C)(6) the Department requires *written permission of every owner of intertidal land in, on, or over which the experimental activity will occur*. It is your responsibility to obtain written permission and include it with your application materials. Please note that the Department does not provide forms for landowner permission.

Step II: Determine if the municipality where your site is located has a shellfish conservation program.

Pursuant to 12 MRSA §6072(3) *In any municipality with a shellfish conservation program under section 6671, the Commissioner may not lease areas in the intertidal zone within the municipality without the consent of the municipal officers.*

If the municipality where the proposed lease site is located has a shellfish conservation program, it is your responsibility to obtain consent for the proposed lease site from the municipal officers (i.e. the selectmen or councilors of the town, or the mayor and aldermen or councilors of a city.) Consent means a majority vote of the municipal officers as recorded in a public meeting.

It is your responsibility to contact the municipality and determine if they have a shellfish conservation program. Best practices would include discussing your plans with shellfish committee members, but only the consent of municipal officers is required.

1. Does the municipality, where the proposed site is located, have a shellfish conservation program? Yes No

If you answered yes, please attach documentation from a public meeting demonstrating that a majority of municipal officers have consented to your proposal.