6. TOMALES BAY OYSTER COMPANY (CONSENT)

Today's Item **Information** ☐ **Action** ☒

Receive request from Tomales Bay Oyster Company to amend State Water Bottom Lease No. M-430-05 to add new aquaculture cultivation methods.

Summary of Previous/Future Actions

- **Today receive request** **Dec 9-10, 2015; San Diego**
- Consider approval TBD

Background

FGC has the authority to lease state water bottoms to any person for aquaculture for an initial lease term not to exceed 25 years (Sections 15400 and 15405, Fish and Game Code). Regulations require that any changes to existing leases must be approved by FGC (Section 237(c)(1), Title 14, CCR).

Mr. Tod Friend of Tomales Bay Oyster Company holds State Water Bottom Lease No. M-430-05 in Tomales Bay for purposes of culturing shellfish, and also holds a second state water bottom lease, No. M-430-04, under the business name Charles Friend Oyster Company, in Tomales Bay. Mr. Friend has submitted a request to amend lease M-430-05 to add authorization for "longlines, floats, and rack and bag" cultivation methods within the lease area, consistent with those authorized under lease No. M-430-04, to provide consistent authorized uses across both leases.

Upon receipt by FGC, DFW will review the request relative to management and biological considerations, and to identify any recommended changes to the terms of the leases. Action on the lease amendment request will be placed on a future FGC meeting agenda once DFW has completed its review.

Significant Public Comments (N/A)

Recommendation (N/A)

Exhibits

1. Request from Tod Friend, Tomales Bay Oyster Company, received Oct 13, 2015

Motion/Direction

Moved by _____ and seconded by _____that the Commission adopts the Consent Calendar, items 4, 6 and 7.

RECEIVED
CALIFORNIA
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COMMISSION

2015 OCT 13 PM 4:18

Sent by regular mail

October 7, 2015

Sonke Mastrup, Executive Director
California Fish and Game Commission
P.O. Box 944209
Sacramento, CA 94244-2090

From: Charles Friend
Lessee: M-430-04
And M-430-05
Tomales Bay Oyster Co.
Tomales Bay

Charles Friend
P.O. Box 847
Marshall, CA
94940

Dear Mr. Mastrup:

I write today asking to be placed on the Fish and Game Commission Calendar at the earliest opportunity for the purpose of amending Lease No. M-430-05 to include an oyster cultivation method not now listed as an approved method for this lease.

I specifically want to include 'FLOATS' in the list of approved methods. Further, I am suggesting that the approved methods for my outer bay lease M-430-04 be incorporated into the M-430-05 lease making both leases Identical as to approved methods of cultivation.

Therefore, the approved list of cultivation methods for M-430-05 Should read as follows: Longlines, rafts, stakes , rack and bag, rack and tray Floats, and bottom culture.

Please advise me with respect to this request.

Sincerely,

Charles Friend