

**MINUTES OF THE REGULAR MEETING  
POTOMAC RIVER FISHERIES COMMISSION  
COLONIAL BEACH, VIRGINIA  
MAY 24, 1990**

**COMMISSIONERS:** John W. Freeman, Sr., Chairman; Francis J. Russell, Secretary; John Thomas Parran, William A. Pruitt. (Absent: Commissioner Peck)

**OFFICERS:** Kirby A. Carpenter, Executive Secretary and J. Clifford Hutt, Legal Officer.

**PRESS:** Isobel Gough, The Richmond News Leader; Joe Sedlock, The Enterprise; Lawrence Latane - The Richmond Times-Dispatch; Dick Myers - St. Mary's Countian and Betsy Ficklin - The King George Journal

**GUESTS:** Bill Sieling, Maryland Department of Agriculture - Seafood Marketing; Richard Daiger, Virginia Extension Service; Paul Massicot - Maryland D.N.R.; Edward M. Frere and John Mattingly - MD D.N.R. Police; Jack Travelstead, Ellen Smoller and L. E. Vickers, Jr., Virginia Marine Resources; Robert J. Markland and Donald O'Bier - V.M.R.C. Police; Thomas A. McDonald - DC Harbor Patrol; Elgin Dunnington, Chesapeake Biological Laboratory; Robert T. Brown, St. Mary's County Watermen's Association; William L. Rice, Charles County Watermen's Association; Willard Dutton, Randy Hopkins, Samuel Bowling, Charles Dudley, William Sanders, George Perry, David M. Rowe, Roy Gather, Ted Russell, James Russell, Tommy Young, Walter Parkinson, Eddie Davis, Ray Stine, Mark Newton, Jack Crutchfield, Francis Nelson, Edith David, Maryanne Stine, M. E. Barley, Norman Brock, Art Cather, Raymond Bryant, Ralph Fox, John Dean, Bruce Scheible, Alvin Dudley, Joseph H. Gibson, Robert W. Botelea, William Thomas, Walter Maddox, John Kelly, George Melson, Kenneth Wicker, Alfred S. Rest, Jr., Anna Beauchamp, Joseph Sadler, Michael Gardner, Mike Sadler, Reverdy Sadler, Jerry Cumberland, Messina Katzarelis, Beverly Mangan, Warren Spears, Albert Warren, Ruth Sheffield, Claude Sheffield, Jerry Cornwell, William Hall, G. David Bradley, James Lathroum, Tucker Brown, John Shreve, Edward Arnest and John Allen.

Chairman Freeman called the meeting to order at 9:30 a.m. and welcomed all those in attendance. He then requested the Legal Officer's opinion regarding the existence of a quorum. Mr. Hutt ruled a quorum was present today provided all Commissioners voted on each item of business.

#### INTRODUCTION

The Chairman recognized Captain Frere of the Maryland DNR Police who introduced Sergeant McDonald of the DC Harbor Patrol.

#### APPROVAL OF MINUTES

The following motion was made by Mr. Russell and seconded by Mr. Parran:

"THAT THE MINUTES OF THE MEETING OF FEBRUARY 2, 1990 BE APPROVED AS WRITTEN AND DISTRIBUTED". The motion passed unanimously.

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PUBLIC HEARINGS

The Executive Secretary explained that the creel limits and size limits for bluefish, summer flounder and red drum were previously advertised for public hearing during the last Commission Meeting. Because the notice of hearing was not properly advertised by one newspaper for that meeting, no action could be taken and those items had to be re-advertised for public hearing today. The testimony given at the February meeting was recorded and provided to each Commissioner today.

The Chairman opened the public hearing at 9:37 a.m.

Creel Limit on Bluefish - Reg. III, Sec. 10(c)(iv)

The Executive Secretary explained that the proposed regulation changes would establish a recreational creel limit for bluefish of ten fish per person per day. The intent was to reduce the waste of bluefish without placing undue burden on anyone. If adopted, this regulation change would bring the Potomac regulations in compliance with the joint fishery management plan for bluefish, adopted by the Atlantic States Marine Fisheries Commission and the Mid-Atlantic Fisheries Management Council. Mr. Carpenter further stated that the comments received at the February Meeting were generally in favor of adopting this regulation.

Mr. Bruce Scheible requested that the Commission increase the creel limit by 50% exclusively for the charter boat segment of the fishery.

There were no other comments.

Creel Limit and Size Limit on Red Drum - Reg. III, Sec. 10(c)(v)  
- Reg. III, Sec. 11(a)(13)

The Executive Secretary explained that this particular proposed regulation would provide for a creel limit of 2 fish per person per day for fish over 32 inches and would set the minimum size limit at 14 inches. It also would establish corresponding regulations for the Potomac, Maryland and Virginia. Comments received at the February Meeting were in favor of adopting this regulation.

Mr. Bob Warren, charter boat captain, stated the he felt this would be a good conservation measure and it would unify the regulations within the Chesapeake Bay.

No other comments were received.

Size Limit on Summer Flounder - Reg. III, Sec. 11(a)(9)

Mr. Carpenter explained that this item would increase the minimum size limit for summer flounder from 12 inches to 14 inches and would also bring the Potomac River Fisheries Commission in compliance with the ASMFC approved flounder plan which calls for a 14 inch minimum size limit on this species. However, comments received at the February Meeting indicated that a 13 inch minimum size limit providing uniform regulations in the Potomac, Maryland and Virginia would be more preferable.

No additional comments were received.

The following proposed regulation changes were new proposals which had not been heard at the February Meeting. The Executive Secretary stated that they had been properly advertised for today's meeting.

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Oyster Tax - Late Payment Penalty - Reg. IV, Sec. 2(a), (b) and (c)

The Executive Secretary explained that this was a staff recommendation based on experiences from the 1989-90 oyster season. Several buyers, who owed the Commission large sums of money for their weekly oyster purchases, were withholding their payments and the Commission had no administrative recourse. This proposal would provide for a 20% penalty plus 18% per year interest on oyster inspection tax not received by Thursday of the week following the purchase of the oysters. It also would allow the Commission to deny any new licenses or registration as a buyer to anyone who had an outstanding balance due from the prior year.

No comments were received.

Authority to Open and Close Fishing - Reg. III, Sec. 13(b)

The Executive Secretary stated that the rewrite of this regulation from its present form was necessary to incorporate the requirements of the ASMFC approved plans. This rewrite contains specific language which defines the emergency closure clause needed to gain approval by the ASMFC.

No comments were received.

Charter Boat Captain License - Reg. I, Sec. 1(a) and 2(u)

Mr. Carpenter reported that the Striped Bass Study Group recommended this license be provided for the charter boat industry which had insisted on a 5 fish creel limit on striped bass in order to attract fee paying passengers. Since the proposed recreational creel limit for striped bass was two per person per day, there had to be some way to differentiate between the two fisheries. Also, in the past, the charter boat industry has requested being recognized as a separate segment of the fishery. Three areas of the regulations would be affected by this proposal. Operating a vessel for the purpose of carrying fee paying persons would need to be deemed a commercial activity and listed as an activity needing a license. The proposed \$25.00 fee would need to be incorporated into the section for license fees.

Commissioner Russell expressed the desire for the Maryland charter boat license to be recognized and honored in the Potomac noting that many Virginia charter boat captain wishing to work in the Potomac would have to obtain a Maryland charter boat license because they also fish the Maryland portion of the Chesapeake Bay. Mr. Carpenter replied he felt it would be inconsistent as we do not recognize any other Maryland commercial license within our jurisdiction (i.e. pound nets, gill nets, etc.).

David Rowe stated he felt the Maryland charter boat license should be reciprocal. He and several other charter boat captains who were present noted that they did not mind the proposed \$25.00 fee as much as they opposed the additional paperwork.

No other comments were received.

Weekly Seafood Catch Reports - Reg. II, Sec. 4

Mr. Carpenter explained that oyster and clam reports are required to be aboard the vessel and sent in weekly. Crab and finfish reports are due on a monthly basis. This regulation change would create one system for all seafood catch reports. It would require all reports to be aboard the vessels and due weekly. The weekly finfish reporting was presented as a monitoring measure in the Potomac River Fisheries Commission's ASMFC approved Striped Bass Plan.

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Mr. John Dean said that a lot of pound netters fish from skiffs and it would be very difficult to keep the reports aboard the skiff and to keep them dry. Mr. Willard Dutton agreed with Mr. Dean. Mr. Billy Rice stated that the Charles County Waterman's Association was opposed to weekly reporting for anything except striped bass and Mr. Robert T. Brown expressed the same opinion on behalf of the St. Mary's County Waterman's Association. Several other watermen present were strongly opposed to having to carry the reports aboard while working.

No other comments were received.

#### Size Limits on Striped Bass - Reg. III, Sec. 11(a)(4)

The Executive Secretary reported that the proposed 18 inch minimum and 36 inch maximum size limit for striped bass was presented to the ASMFC and approved by them. Also, if adopted, size limit regulations would be uniform between Maryland, Virginia, the District of Columbia and the Potomac River.

There were no comments on this item.

#### Gill Net Mesh Size

The Executive Secretary stated that the proposed year-round 5-1/4 inch minimum gill net mesh size had been selected on the basis that it would minimize the capture of sub-legal fish reducing the by-catch mortality of striped bass to very low levels.

Mr. Billy Rice said that the Charles County Waterman's Association was opposed to this regulation. It seemed that only one species of fish [Striped Bass] was being protected and peoples lively hoods which depended on other species of fish were being ignored, all to protect the striped bass. Mr. Robert T. Brown stated that if the proposed 5-1/4 inch mesh size was adopted year round and the current smaller mesh sizes were repealed, this would eliminate gill netting for perch and spot. Mr. Carpenter replied that historical data had shown 90% of the gill net catch in the Potomac was striped bass. Mr. Norman Brock suggested the use of fish pots to catch perch and spot. Billy Rice and Willard Dutton both suggested a 5 inch minimum mesh size, but only for the striped bass season and allowing a smaller mesh at all other times. Mr. Walter Parkinson said that Maryland and Virginia were proposing a 5 inch mesh size and he hoped the Potomac would be the same.

There were no other comments.

#### Temporary Restrictions on Fishing - Reg. III, Sec. 13(c)

The Executive Secretary explained that the amendments to this regulation would provide for the following: 1) a flexible striped bass season to be established by the Commission as it deems necessary; 2) allow gill nets to be fished only during the striped bass season(s) as set by the Commission; 3) provide for Commission establishment of a maximum number of gill nets, either on a per person or riverwide basis, and 4) immediate license suspension for any person who does not file the required weekly seafood harvest report for gear capable of catching striped bass.

The Legal Office clarified the need for the flexibility in the proposed amendments to the temporary restrictions regulation. Mr. Hutt explained that the rockfish situation is one that demands action in a short amount of time after the catch limit has been reached and the Compact does not provide the mechanisms needed for the Commission to do so. However, the above proposed amendments would incorporate those mechanisms into the regulation as needed.

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He noted that even though some of the proposed requirements discussed earlier in the meeting may seem to be cumbersome, the Commission feels they may be necessary in order to keep the regulatory process governing the striped bass fishery on a local level.

Mr. Billy Rice questioned the current moratorium new gill net and commercial hook and line licenses. Since this was not an ASMFC requirement, he did not feel it was fair to deny a person a license. Robert T. Brown agreed saying he felt that if more people were allowed to gill net for striped bass, it would relieve the pressure off of the already depleted oyster resource. Mr. Carpenter explained that we will be operating under a limited fishery this first season and felt it premature to open the river to new gill nets. He noted that if the gill net cap was not met, three different actions are possible: 1) let new people into the fishery, 2) allow current licensees to fish more net within a stand, or 3) allow current licensees to fish more stands.

No other comments were received.

#### Maximum Number of Gill Net Stands - Order #90-1

Mr. Carpenter explained that this Order as presented would provide that no person shall be allowed to license more than two gill net stand and no more than four gill nets may be fished from any single boat in any single day. The licensee would be able to file for an exemption to the fishing requirements for any additional stands currently held by him.

Mr. Kenneth Wicker asked if the license holder had to be in the boat, Mr. Carpenter stated the licensee did not. There were no further comments on this subject.

#### 1990 Striped Bass Seasons by Gear Type - Order #90-2

Mr. Carpenter read the proposed seasons as follows:

Pound Nets: Sept. 1-7, Oct. 1-7, Nov. 1-7, and Dec. 1-7.  
 Commercial Hook and Line: July 1-31, Sept. 1-30, and Nov. 1-30.  
 Gill Nets: Feb. 8-28, Oct. 8-14, Nov. 8-14, and Dec. 8-14.  
 Other Commercial Gear: Only within the periods specified above.  
 Charter Boats: Oct. 5 through Nov. 15.  
 Sport or Recreational: Oct. 5 through Nov. 15.

Mr. Carpenter noted that this proposed Order would allow for immediate closure, by Order, whenever the Commission determines that 90% of the allowable limit for each such gear or segment has been harvested.

Several of the people present interested in recreational fishing were not pleased with the proposed season. They stated that at that particular time of year, their boats were trailered and winterized. Mr. Carpenter replied that the alternative proposal was 2 weeks on and 2 weeks off beginning in June, however, due to the stringent monitoring restrictions imposed by the ASMFC, we were confined to the same season as Maryland in order to obtain the catch statistics in a timely manner.

Mr. Hutt stated that no matter what limits or seasons this Commission adopts, they will not be able to satisfy everyone and he assured everyone it would not be a pleasant situation as it will be necessary to heavily restrict the fishery this year. He noted that although the recovery of the striped bass has begun, it will be the upcoming fishing year that will determine whether stronger or more relaxed regulations are needed. The cap will have to be controlled by how many people are allowed to fish. If not done in an acceptable way, this Commission may loose control of the fishery altogether.

No other comments were received.

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Striped Bass Creel Limits and Commercial Caps by Gear Type  
Reg. III, Sec. 10(c) and Order #90-3

The Executive Secretary explained that the proposed Regulation III, Section 10 included sections which provide for the Commission to set the creel limits on striped bass for commercial, charter and recreational fishing by Order as they deem necessary. Again, this flexibility is needed in order to react quickly when the quotas are met to close the fishery.

In conjunction with the above proposed regulation change, an Order was also presented which set the 1990 striped bass commercial caps as follows:

Commercial Limit: No daily limit, however, the harvest is not to exceed 158,619 pounds total per year. Specific gear type limits are:

i) Pound Net:	35,000 pounds
ii) Commercial Hook and Line:	10,000 pounds
iii) Gill Net:	110,000 pounds
iv) Haul Seine:	800 pounds
v) All Other Commercial Gear:	200 pounds

Charter Boat Limit: 5 per person per day, not to exceed 14,000 pounds total per year.

Recreational Limit: 2 per person per day, not to exceed 57,000 pounds total per year.

Mr. David Rowe asked if one segment of the fishery didn't meet its quota, would another segment be extended. Mr. Carpenter replied that these caps are just for 1990 and he felt confident that all quotas would be met. There were no further comments on this item.

July Only Commercial Hook and Line 24" Minimum Size Limit  
Order #90-4

The Executive Secretary stated that this proposal would provide for a 24" minimum size limit during the month of July only and only for the Commercial Hook and Line fishery. He felt it would serve as an early warning system of what to expect this fall.

Kenneth Wicker stated that if this July fishery was going to be used as a monitoring vehicle, it should be an 18" minimum as is proposed for the rest of the fisheries. The Executive Secretary replied that the preliminary Spawning Stock Survey observed larger fish earlier in the year, and the 1988 comparative data were on 24" fish.

There were no other comments.

Continue Total Moratorium until July 1, 1990 - Order #90-5

The Executive Secretary explained that this Order will continue the current moratorium on striped bass through June 30, 1990 as Order #89-2 will expire June 1, 1990. This will be needed to continue the moratorium until the proposed July 1st commercial hook and line season would open.

There were no comments on this item.

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Sport Fishing License - Regulation VI

The Executive Secretary summarized the proposed regulations which would provide for a Potomac River sport fishing license. The license would be required for everyone except people who: 1) are under 16 or over 65 years of age, 2) hold a valid tidal water sport fishing license or fishing from a boat holding a valid tidal water fishing license issued by another political jurisdiction granting reciprocal privileges with this Commission, 3) possess a valid commercial fishing license from the Potomac River Fisheries Commission, 4) are not fishing from a boat or vessel, 5) during the three days before, the holiday itself, and the three days after Memorial Day, July 4th and Labor day, or 5) any other Federal holiday. The license fees would be \$25.00 for pleasure boats and rental boats, \$200.00 for charter boats and \$5.00 per person.

Mr. Sam Bowling stated that he felt that the "free days" during the holidays should be excluded. Mr. Carpenter explained that "free days" were incorporated for several reasons. During those time frames, the Marine Police are occupied with more pressing duties and there is such an influx of recreational fishing during summer holidays. He felt it would make things much simpler with the "free days".

There being no other comments, the Chairman closed the public hearing at 11:52 a.m.

## C L O S E   P U B L I C   H E A R I N G

EXECUTIVE SESSION

It was moved by Mr. Parran, seconded by Mr. Pruitt and unanimously approved to go into Executive Session at 11:55 a.m.

The Commission reconvened to regular session at 12.25 p.m. The Chairman reported no actions were taken during the Executive Session.

RESULTS OF SOFT SHELL CLAM AREA OPENINGS

A report on the soft shell clam harvest, including the areas which the Commission opened at their last meeting was presented. Harvest reports received from the clammers who worked the Muddy Creek area, which was opened from February 26 through March 28, showed a total of 38 bushels harvested in that area. No harvest reports had been received from boats working Knotts/Poseys/Huggins area, which was opened from March 30 through April 28.

THIRD QUARTER DISBURSEMENTS AND STATEMENT OF CASH ON HAND

A report of the third quarter (January - March 1990) disbursements was presented by budget item which totaled \$43,177.06. The Executive Secretary noted no unusual expenditures. A statement of cash on hand as of May 22, 1990 was presented as follows:

<u>FIRST VIRGINIA BANK - NORTHERN NECK:</u>	\$ 20,545.80
(Checking - includes \$200.00 petty cash)	
<u>FIRST NATIONAL BANK OF MARYLAND:</u>	16,740.06
(Savings: Maryland Office)	
<u>MARYLAND NATIONAL BANK:</u>	100,000.00
(Certificate of Deposit)	
<u>PEOPLES BANK OF MONTROSS:</u>	100,000.00
(Certificate of Deposit)	
<u>VIRGINIA LOCAL GOVERNMENT INVESTMENT POOL:</u>	62,472.68
<u>MARYLAND LOCAL GOVERNMENT INVESTMENT POOL:</u>	60,897.45
Grand Total in Banks:	\$360,655.99

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The following motion was made by Mr. Pruitt and seconded by Mr. Parran:

"THAT THE THIRD QUARTER DISBURSEMENTS OF \$43,177.06 BE APPROVED AS PRESENTED". The motion passed unanimously.

#### OYSTER HARVEST REPORT

An oyster harvest report was presented which showed the amount of tax collected, licenses sold and oyster harvest by bar and gear, for the entire 1989-90 oyster season. The total 1989-90 harvest was 74,300 bushels and the average catch per tonger was 4.32 bushels. The year end report also included a listing of the landings by port.

#### CLAM HARVEST REPORT

A 1990 Soft Shell Clam harvest report was presented which represented the harvest from January 1 through May 22. It showed a total harvest of 391 bushels with an average catch of 1.12 bushels per hour and 21 boats licensed.

#### OYSTER REPLETION PROGRAM

Mr. Carpenter reported that fresh shell planting had begun the week of May 14th and that it appeared the Commission would be able to purchase more shell than they had originally anticipated.

#### CONSIDERATION OF REGULATION CHANGES

##### Creel Limit on Bluefish

The following motion was made by Mr. Parran and seconded by Mr. Pruitt:

"THAT THE COMMISSION AMEND REGULATION III, SECTION 10 TO ESTABLISH A CREEL LIMIT ON BLUEFISH OF TEN FISH PER PERSON PER DAY." The motion passed unanimously.

##### Creel Limit on Red Drum

The following motion was made by Mr. Parran and seconded by Mr. Pruitt:

"THAT THE COMMISSION AMEND REGULATION III, SECTION 10 TO ESTABLISH A CREEL LIMIT ON RED DRUM GREATER THAN 32 INCHES IN LENGTH, OF TWO FISH PER PERSON PER DAY." The motion passed unanimously.

##### Size Limit on Red Drum

The following motion was made by Mr. Parran and seconded by Mr. Pruitt:

"THAT THE COMMISSION AMEND REGULATION III, SECTION 11 TO ESTABLISH A MINIMUM SIZE LIMIT ON RED DRUM OF 14 INCHES." The motion passed unanimously.

##### Size Limit on Summer Flounder

The following motion was made by Mr. Parran and seconded by Mr. Pruitt:

"THAT THE COMMISSION AMEND REGULATION III, SECTION 11 TO INCREASE THE MINIMUM SIZE LIMIT FOR SUMMER FLOUNDER FROM 12 INCHES TO 13 INCHES." The motion passed unanimously.



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Late Payment Penalty for Oyster Tax

The following motion was made by Mr. Parran and seconded by Mr. Pruitt:

"THAT THE COMMISSION AMEND REGULATION IV, SECTION 2, AS ADVERTISED, SO AS TO PROVIDE FOR A 20% PENALTY AND AN 18% PER ANNUM INTEREST ON DELINQUENT OYSTER INSPECTION TAXES AND ALSO TO ALLOW THE COMMISSION TO DENY ANY NEW LICENSES OR REGISTRATION AS A BUYER TO ANYONE WHO HAS AN OUTSTANDING BALANCE FROM THE PRIOR SEASON." The motion passed unanimously.

Authority to Open & Close Fishing

Commissioner Pruitt stated that he felt the public hearing system was a very good tool and that he always reserves his decisions until after hearing from the public. He was concerned over the pound net quota and the moratorium on new gill net and hook and line licenses after hearing the testimony given today. He was unsure of what actions the Commission needed to take to remedy the situation, but he assured the public it would be given a great deal of consideration before a vote was cast.

It was moved by Mr. Parran, seconded by Mr. Russell and unanimously approved to adopt Regulation III, Section 13(b) as follows:

"WHENEVER IT IS DEEMED NECESSARY FOR THE PRESERVATION OF THE FINFISH POPULATION IN THE POTOMAC RIVER, THE COMMISSION MAY, BY APPROPRIATE ORDER, OPEN OR CLOSE THE ENTIRE RIVER, OR ANY PARTS THEREOF, TO THE TAKING, CATCHING OR REMOVING OF ALL OR ANY SPECIES OF FINFISH, EITHER FOR CERTAIN PERIODS OF TIME OR AS TO THE LIMITS, THE METHODS OR THE MEANS OF TAKING SAME, OR ANY COMBINATION THEREOF OF SUCH ACTIONS.

i) CONSIDERATIONS FOR OPENING OR CLOSING. IN MAKING ITS DETERMINATION THE COMMISSION SHALL CONSIDER THE PROTECTION, PROMOTION, GROWTH AND CONSERVATION OF THE FINFISH RESOURCE, INCLUDING SPAWNING AREAS AND SEASONS, REPLETION, AND REHABILITATION OF THE FINFISH INDUSTRY IN THE RIVER, TOGETHER WITH SUCH MODIFICATIONS OF EXISTING ORDERS AND REGULATIONS AS MAY BE REQUIRED TO MEET FISHING STANDARDS ESTABLISHED BY A FISHERIES MANAGEMENT PLAN ADOPTED BY THE ATLANTIC STATES MARINE FISHERIES COMMISSION.

ii) CONTENTS AND POSTING OF ORDERS. THE ORDER SHALL CONTAIN A DESCRIPTION OF THE AREA OR AREAS SUBJECT TO SUCH ACTION, THE SPECIES OR GEARS AFFECTED, THE LIMITS ESTABLISHED, THE EFFECTIVE BEGINNING AND ENDING DATES AND ANY OTHER PERTINENT DATA, AND IT SHALL BE POSTED AT THE OFFICE OF THE COMMISSION.

iii) EFFECTIVE DATE. IF THE COMMISSION DECLARES SUCH ACTION TO BE AN EMERGENCY, THE ORDER MAY BECOME EFFECTIVE IMMEDIATELY AND THE COMMISSION SHALL GIVE IMMEDIATE NOTICE OF ITS ACTION HEREUNDER THROUGH THE LOCAL COMMUNICATIONS MEDIA. WHEN NO EMERGENCY EXISTS, THE COMMISSION SHALL GIVE AT LEAST THIRTY (30) DAYS NOTICE PRIOR TO THE EFFECTIVE DATE OF SUCH ACTION.

iv) VIOLATION OF ORDERS. IT SHALL BE UNLAWFUL TO TAKE, CATCH, ATTEMPT TO TAKE OR CATCH, OR REMOVE ANY FINFISH FROM THE RIVER, OR TAKE ANY ACTION IN VIOLATION OF ANY ORDER OF THE COMMISSION PASSED PURSUANT HERETO, AND SUCH VIOLATION SHALL BE ENFORCEABLE AND PUNISHABLE IN THE SAME MANNER AS OTHER VIOLATIONS OF THESE REGULATIONS."

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Charter Boat Captain License

It was moved by Mr. Parran, seconded by Mr. Russell and unanimously approved to adopt Regulation I, Section 1(a) as follows:

"(a) APPLICATION/ELIGIBILITY FOR LICENSE. ANY CITIZEN OF THE STATES OF MARYLAND OR VIRGINIA, WHO HAS RESIDED IN EITHER OR BOTH SAID STATES FOR AT LEAST TWELVE (12) MONTHS IMMEDIATELY PRECEDING THEIR APPLICATION, AND DESIRING TO COMMERCIALY TAKE AND CATCH OYSTERS, CLAMS, FINFISH AND CRABS, OR ANYONE DESIRING TO OPERATE ANY VESSEL FOR THE PURPOSE OF CARRYING FEE PAYING PERSONS TO CATCH OR ATTEMPT TO CATCH FISH, CRABS, CLAMS OR OYSTERS IN THE WATERS OF THE POTOMAC RIVER, AS DEFINED AND PROVIDED FOR IN THE POTOMAC RIVER COMPACT OF 1958, SHALL FIRST APPLY FOR AND OBTAIN A NUMBERED LICENSE FROM THE POTOMAC RIVER FISHERIES COMMISSION, OR FROM AN OFFICER OR AGENT DULY DESIGNATED BY THE SAID COMMISSION TO ISSUE SAME. EACH SAID LICENSE SHALL BE GOOD FOR THE LICENSING YEAR JANUARY 1ST THROUGH DECEMBER 31ST, EXCEPT LICENSING FOR THE TAKING AND DEALING IN OYSTERS, WHICH SHALL BE ISSUED FOR A LICENSING YEAR FROM JULY 1ST THROUGH JUNE 30TH OF EACH YEAR. NO LICENSE ISSUED UNDER THE AUTHORITY OF THE POTOMAC RIVER FISHERIES COMMISSION SHALL BE TRANSFERABLE IN ANY MANNER."

It was moved by Mr. Parran, seconded by Mr. Russell and unanimously approved to adopt Regulation I, Section 2(u) as follows:

"(u) CHARTER BOAT CAPTAIN. FOR EACH CHARTER BOAT CAPTAIN, A LICENSE FEE OF \$25.00. FOR THE PURPOSES OF THIS SECTION, THE TERM "CHARTER BOAT" SHALL INCLUDE ANY VESSEL USED TO CARRY FEE PAYING PERSONS TO CATCH OR ATTEMPT TO CATCH FISH, CRABS, OYSTERS OR CLAMS, INCLUDING BUT NOT LIMITED TO, VESSELS COMMONLY KNOW AS CHARTER, HEAD, PARTY OR GUIDE BOATS. THE APPLICATION FOR SUCH LICENSE SHALL INCLUDE A COPY OF THE APPLICANT'S CURRENT UNITED STATES COAST GUARD LICENSE PERMITTING HIM TO CARRY PASSENGERS FOR HIRE. APPLICATIONS WITHOUT SUCH DOCUMENTATION SHALL NOT BE APPROVED."

It was moved by Mr. Parran, Seconded by Mr. Russell and unanimously approved to adopt Regulation I, Section 5(a) as follows:

"(a) COMMERCIAL USE. COMMERCIALY TAKING OR CATCHING SEAFOOD UNDER THE REGULATIONS OF THE POTOMAC RIVER FISHERIES COMMISSION SHALL BE CONSTRUED TO BE TAKING OR CATCHING, OR THE ATTEMPTED TAKING OR CATCHING OF SAME FOR MARKET OR PROFIT. TAKING OF CRABS BY CRAB POT; FINFISH BY USE OF NETS (OTHER THAN DIP NETS), SEINS, TROT LINES, HOOK & LINE OR POTS; SOFT SHELL CLAMS BY MEANS OF HYDRAULIC DREDGE; AND THE TAKING OF FEE PAYING PERSONS TO CATCH OR ATTEMPT TO CATCH FISH, CRABS, OYSTERS OR CLAMS, SHALL ALL BE DEEMED A COMMERCIAL ACTION REQUIRING A LICENSE HEREUNDER, EXCEPT AS PROVIDED IN SECTIONS 5(B) AND 5(C) HEREOF."

Weekly Seafood Catch Reports

Commissioner Pruitt stated that in view of the testimony given today he did not feel it was necessary to required the reports to be aboard the vessels while they were working. He also questioned the possibility of sharing data for people who operate under a Maryland commercial license as well as a Potomac River Fisheries Commission license for the same gear type. Mr. Carpenter said that he felt that we could share data for the Charter Boat segment of the fishery but he did not think it would be a good idea to change the reporting requirements for any other segment of the fishery as the purpose of these reports is to assist in accurately supplying Potomac River catch data to other agencies.

It was moved by Mr. Russell and seconded by Mr. Parran to amend Regulation II, Section 4 as follows:

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" THAT EVERY PERSON LICENSED BY THE COMMISSION AND ENGAGED IN THE BUSINESS OF TAKING OR CATCHING CRABS OR FINFISH; EVERY LICENSED CHARTER BOAT CAPTAIN; EVERY CAPTAIN OR OPERATOR OF A BOAT LICENSED WITH "OT" OR "HS" TAGS AND EVERY SOFT SHELL CLAM DREDGE LICENSEE, SHALL KEEP AN ACCURATE AND COMPLETE DAILY ACCOUNT OF HIS OR HIS BOAT'S CATCHES AND DEALINGS ON FORMS TO BE SUPPLIED OR FURNISHED BY THE COMMISSION. SUCH DAILY RECORDS OF THE CATCHES AND DEALINGS SHALL BE DELIVERED TO, OR MAILED IN TIME TO ARRIVE AT, THE COMMISSION OFFICE NO LATER THAN THURSDAY OF THE FOLLOWING WEEK.

The motion was unanimously approved to become effective July 1, 1990 however, crab harvest reports will continue to be filed monthly until January 1, 1991. At that time, the Commission will require crab harvest reports be filed weekly.

#### Size Limits on Striped Bass

The following motion was made by Mr. Pruitt and seconded by Mr. Russell:

"THAT THE COMMISSION AMEND REGULATION III, SECTION 11 TO ESTABLISH A MINIMUM SIZE LIMIT ON STRIPED BASS OF 18 INCHES AND A MAXIMUM SIZE LIMIT ON STRIPED BASS OF 36 INCHES." The motion passed unanimously.

#### Gill Net Mesh Size

Commissioner Russell noted that both Maryland and Virginia were requiring a 5 inch minimum on gill nets and suggested this Commission do likewise.

The following motion was made by Mr. Parran and seconded by Mr. Pruitt:

"THAT THE COMMISSION AMEND REGULATION III, SECTION 8(b) TO ESTABLISH A MINIMUM GILL NET MESH SIZE OF 5 INCHES." The motion passed unanimously.

#### Temporary Restrictions on Fishing

It was moved by Mr. Pruitt, seconded by Mr. Russell and unanimously approved to amend Regulation III, Section 13(c) titled Temporary Restrictions on Fishing as follows:

"ANYTHING TO THE CONTRARY NOTWITHSTANDING, THE FOLLOWING TEMPORARY RESTRICTIONS ARE IMPOSED UPON THE FISHING FOR FINFISH IN THE POTOMAC RIVER FOR THE PURPOSE OF ESTABLISHING AN EFFECTIVE STRIPED BASS (ROCKFISH) FISHERY. THESE RESTRICTIONS SHALL REMAIN IN EFFECT UNTIL THE POTOMAC RIVER FISHERIES COMMISSION HAS DETERMINED THAT AN EFFECTIVE STRIPED BASS (ROCKFISH) FISHERY HAS BEEN RE-ESTABLISHED. THESE RESTRICTIONS MAY BE MODIFIED AT THE DISCRETIONS OF THE COMMISSION PURSUANT TO THE PROVISIONS OF REGULATION III, SECTION 13(B).

1. IT SHALL BE UNLAWFUL TO TAKE AND KEEP IN POSSESSION ANY STRIPED BASS (ROCKFISH) CAUGHT WITHIN THE CONFINES OF THE POTOMAC RIVER EXCEPT DURING THE STRIPED BASS SEASON(S) AS MAY FROM TIME TO TIME BE ESTABLISHED BY THE COMMISSION. ANY STRIPED BASS (ROCKFISH) CAUGHT WITHIN THE CONFINES OF THE POTOMAC RIVER DURING ANY OTHER PERIOD(S) SHALL FORTHWITH BE RELEASED TO THE WATERS OF THE POTOMAC RIVER.

2. IT SHALL BE UNLAWFUL TO SET ANY GILL NETS WITHIN THE CONFINES OF THE POTOMAC RIVER EXCEPT DURING THE GILL NET SEASON(S) AS MAY FROM TIME TO TIME BE ESTABLISHED BY THE COMMISSION. THIS RESTRICTION SPECIFICALLY SUPERSEDES THE AUTHORITY TO SET GILL NETS DURING THE PERIODS AS ESTABLISHED ELSEWHERE IN THE REGULATIONS OF THE COMMISSION.

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3. NOTWITHSTANDING THE NUMBER OF FEET OF GILL NET PERMITTED TO BE FISHED WITHIN THE CONFINES OF A FISHING STAND BY EXISTING REGULATIONS, NO MORE THAN 600 FEET OF GILL NET WEBBING MAY BE FISHED WITHIN THE CONFINES OF A GILL NET STAND DURING ANY PERMITTED PERIOD(S) ESTABLISHED BY THE COMMISSION. IT WILL BE PERMISSIBLE TO FISH THE 600 FEET IN SEVERAL DIFFERENT SECTIONS WITHIN THE CONFINES OF THE STAND, BUT EACH SEPARATE SECTION SHALL BE MARKED AND BUOYED IN ACCORDANCE WITH THE REQUIREMENTS OF EXISTING REGULATIONS. A MAXIMUM NUMBER OF GILL NET LICENSES, ON EITHER A TOTAL RIVERWIDE OR PER PERSON BASIS, MAY BE ESTABLISHED FROM TIME TO TIME BY THE COMMISSION. IF A NUMBER PER PERSON IS ESTABLISHED WHICH IS LESS THAN THE NUMBER LICENSED OR "EXEMPTED" BY ANY LICENSEE, THE LICENSEE MAY FILE FOR AN EXEMPTION FROM THE FISHING REQUIREMENTS OF THESE REGULATIONS SUBJECT TO THE RULES OF SUCH FILINGS.

4. ANY PERSON LICENSED BY THIS COMMISSION TO FISH ANY GEAR CAPABLE OF CATCHING STRIPED BASS AND WHO FAILS TO PROPERLY FILE THE WEEKLY SEAFOOD CATCH REPORTS SHALL NOT BE ALLOWED TO CATCH AND/OR SELL STRIPED BASS AND HIS LICENSE(S) SHALL BE AUTOMATICALLY SUSPENDED. ANY PERSON FAILING TO COMPLY WITH A SEAFOOD CATCH AUDIT NOTICE MAY BE CALLED TO A HEARING BEFORE THE COMMISSION UNDER SECTION 4 OF REGULATION I AND MAY BE DENIED THE PRIVILEGE OF OBTAINING FUTURE LICENSES.

5. EFFECTIVE FOR THE DURATION OF THIS REGULATION, A MORATORIUM IS IMPOSED UPON THE ISSUANCE OF ANY NEW COMMERCIAL HOOK AND LINE LICENSES OR ANY NEW GILL NET STANDS IN THE POTOMAC RIVER. APPLICATIONS MAY ONLY BE ACCEPTED FOR RENEWAL OF COMMERCIAL HOOK AND LINE LICENSES AND GILL NET LICENSES VALID FOR THE PRECEDING YEAR OR FOR GILL NET STANDS FOR WHICH AN EXEMPTION TO THE FISHING REQUIREMENTS HAS BEEN GRANTED FOR THE PRECEDING YEAR BY APPROPRIATE COMMISSION ORDER. THIS MORATORIUM MAY BE MODIFIED AT THE DISCRETION OF THE COMMISSION PURSUANT TO THE PROVISIONS OF REG. III, SEC. 13(B).

THE VIOLATION OF THIS REGULATION SHALL BE ENFORCEABLE AND PUNISHABLE IN THE SAME MANNER AS OTHER VIOLATIONS OF THE REGULATIONS OF THIS COMMISSION."

#### Establish Maximum Number of Gill Net Stands

The following motion was made by Mr. Russell and seconded by Mr. Pruitt:

"THAT THE COMMISSION DEFER THE ITEM OF ESTABLISHING THE MAXIMUM NUMBER OF GILL NET STANDS UNTIL THE NEXT COMMISSION MEETING, AT WHICH TIME A COMMITTEE, WHICH SHALL INCLUDE AT LEAST TWO MEMBERS OF THE POTOMAC RIVER FISHERIES COMMISSION SHALL HAVE HAD AN OPPORTUNITY TO REVIEW THE OPTIONS AND MAKE A RECOMMENDATION TO THE COMMISSION." The motion passed unanimously.

#### Establish Striped Bass Season by Gear Type

There was much discussion regarding the proposed pound net season. Commissioner Pruitt stated that he did not feel all pound netters would have a fair chance as it was proposed. Options discussed were splitting the pound net quota for "upriver" and "downriver" pound netters, individual quotas and so on.

After further discussion the following motion was made by Mr. Pruitt and seconded by Parran:

"THAT THE COMMISSION DEFER THE ITEM OF ESTABLISHING THE POUND NET SEASON UNTIL THE NEXT COMMISSION MEETING, AT WHICH TIME A COMMITTEE, WHICH SHALL INCLUDE AT LEAST TWO MEMBERS OF THE POTOMAC RIVER FISHERIES COMMISSION SHALL HAVE HAD AN OPPORTUNITY TO REVIEW THE OPTIONS AND MAKE A RECOMMENDATION TO THE COMMISSION." The motion passed unanimously.

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Regarding the balance of the striped bass seasons, the following motion was made by Mr. Parran and seconded by Mr. Pruitt to adopt Order #90-2 as follows:

## O R D E R #90 - 2

"THE POTOMAC RIVER FISHERIES COMMISSION, HAVING FOUND IT NECESSARY FOR THE PRESERVATION OF THE STRIPED BASS (ROCKFISH) POPULATION, HAVING IMPOSED TEMPORARY RESTRICTIONS ON FISHING (REGULATION III, SECTION 13(C)) AND PURSUANT TO ITS AUTHORITY UNDER REGULATION III, SECTION 13(B), HEREBY DECLARES AND ORDERS: THAT THE POTOMAC RIVER STRIPED BASS (ROCKFISH) SEASONS, SHALL BE, FOR EACH GEAR TYPE OR SEGMENT, AS FOLLOWS:

- 1) COMMERCIAL HOOK & LINE: SEPTEMBER 1ST THROUGH 30TH, AND NOVEMBER 1ST THROUGH 30TH.
- 2) GILL NETS: FEBRUARY 8TH THROUGH 28TH, OCTOBER 8TH THROUGH 14TH, NOVEMBER 8TH THROUGH 14TH, AND DECEMBER 8TH THROUGH 14TH.
- 3) OTHER COMMERCIAL GEAR: ONLY WITHIN THE PERIODS SPECIFIED IN (EXCEPT POUND NETS) 1) AND/OR 2) ABOVE.
- 4) CHARTER BOATS: OCTOBER 5TH THROUGH NOVEMBER 15TH.
- 5) SPORT OR RECREATIONAL: OCTOBER 5TH THROUGH NOVEMBER 15TH.

BE IT FURTHER DECLARED AND ORDERED; THAT ANY OR ALL SEASON(S) ESTABLISHED HEREIN, WILL BE CLOSED IMMEDIATELY, BY ORDER, WHENEVER THE COMMISSION DETERMINES THAT 90% OF THE ALLOWABLE LIMIT FOR EACH SUCH GEAR OR SEGMENT HAS BEEN HARVESTED.

AND IT IS FURTHER DECLARED AND ORDERED; THAT THIS ORDER BECOME EFFECTIVE JULY 1, 1990 AND WILL REMAIN IN EFFECT UNTIL FURTHER NOTICE.

Establish Striped Bass Creel Limits

The following motion was made by Mr. Parran and seconded by Mr. Russell:

"THAT THE COMMISSION AMEND REGULATION III, SECTION 10, AS ADVERTISED, SO AS ESTABLISH STRIPED BASS CREEL LIMITS BY COMMISSION ORDER AS THE COMMISSION DEEMS NECESSARY". The motion passed unanimously.

Commercial Caps by Gear Type

It was moved by Mr. Parran, seconded by Mr. Russell and unanimously approved to adopt the following Commission Order:

"THE POTOMAC RIVER FISHERIES COMMISSION, HAVING FOUND IT NECESSARY FOR THE PRESERVATION OF THE STRIPED BASS (ROCKFISH) POPULATION, AND PURSUANT TO ITS AUTHORITY UNDER REGULATION III, SECTION 13(B), HEREBY DECLARES AND ORDERS: THAT THE CATCH LIMITS FOR STRIPED BASS (ROCKFISH) PROVIDED FOR IN REGULATION III, SECTION 10, SUBSECTIONS (a), (b), AND (c), SHALL BE AS FOLLOWS:

- (a) COMMERCIAL LIMIT: NO DAILY LIMIT, HOWEVER, THE HARVEST IS NOT TO EXCEED 158,619 POUNDS TOTAL PER YEAR.  
SPECIFIC GEAR TYPE LIMITS ARE:
  - i) POUND NET: 35,000 POUNDS
  - ii) COMMERCIAL HOOK AND LINE: 10,000 POUNDS
  - iii) GILL NET: 110,000 POUNDS
  - iv) HAUL SEINE: 800 POUNDS
  - v) ALL OTHER COMMERCIAL GEAR: 200 POUNDS

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- (b) CHARTER BOAT LIMIT: 5 PER FEE PAYING PERSON PER DAY, NOT TO EXCEED 14,000 POUNDS TOTAL PER YEAR.
- (c) RECREATIONAL LIMIT: 2 PER PERSON PER DAY, NOT TO EXCEED 57,000 POUNDS TOTAL PER YEAR.

AND IT IS FURTHER DECLARED AND ORDERED; THAT THIS ORDER BECOME EFFECTIVE JULY 1, 1990 AND WILL REMAIN IN EFFECT UNTIL FURTHER NOTICE.

#### July Only Commercial Hook and Line 24" Minimum Size Limit

The following motion was made by Mr. Pruitt and seconded by Mr. Russell:

"THAT THE COMMISSION REJECT THE PROPOSED 24 INCH MINIMUM SIZE LIMIT SINCE THE PROPOSED JULY 1990 HOOK AND LINE SEASON WAS NOT APPROVED." The motion passed unanimously.

#### Continue Striped Bass Moratorium

The following motion was made by Mr. Pruitt, seconded by Mr. Parran and unanimously approved:

"THAT COMMISSION ORDER #89-2 WHICH PLACED A TOTAL MORATORIUM ON TAKING ANY STRIPED BASS FROM THE POTOMAC RIVER, AND WHICH EXPIRES JUNE 1, 1990, BE AMENDED SO AS TO CONTINUE THE EFFECTIVE DATE UNTIL MIDNIGHT, AUGUST 31, 1990 AND TO NAME IT AS ORDER #90-1."

#### Sport Fishing License

The following motion was made by Mr. Pruitt and seconded by Mr. Parran:

"THAT THE COMMISSION DEFER THE SUBJECT OF ESTABLISHING A SPORT FISHING LICENSE UNTIL THE NEXT MEETING." The motion passed unanimously.

#### EFFECTIVE DATE

It was moved by Mr. Parran, seconded by Mr. Pruitt and unanimously approved that the above approved regulation changes and Orders all become effective July 1, 1990 except as noted above.

#### 1990 STRIPED BASS FISHING PERMIT

The Executive Secretary explained that there needed to be some way of calculating the number and size of fish caught recreationally this year. Since the Commission decided not to take action on the sport fishing license, he asked that they consider a free "permit" which would give the Commission a means of obtaining the information it needed. He informed the Commission that a draft of this permit had been approved by the ASMFC as an acceptable means of gathering the required data.

The following motion was made by Mr. Pruitt and seconded by Mr. Russell:

"THAT THE COMMISSION ESTABLISH A 1990 STRIPED BASS FISHING PERMIT TO BE OBTAINED BY ANY INDIVIDUAL WHO WISHES TO ATTEMPT TO TAKE OR CATCH STRIPED BASS DURING THE 1990 RECREATIONAL STRIPED BASS SEASON." The motion passed unanimously.

#### REVIEW OF CURRENT BOND SCHEDULE

The Executive Secretary explained that several changes were needed in the current Schedule of Postable Fines or Appearance Bonds for First Offenses dated June 1, 1989. The changes needed all dealt with the new striped bass regulations adopted today.

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The following motion was made by Mr. Parran and seconded by Mr. Russell:

"THAT THE COMMISSION ADOPT THE SCHEDULE OF POSTABLE FINES OR APPEARANCE BONDS FOR FIRST OFFENSES PRESENTED TODAY, TO BECOME EFFECTIVE SEPTEMBER 1, 1990 AND THAT A COPY BE ATTACHED TO AND MAE PART OF THE MINUTES OF THIS MEETING." The motion passed unanimously.

#### PROPOSAL FROM CLAM INDUSTRY

Mr. Tucker Brown asked the Commission to consider re-opening the clam area near Muddy Creek which had been opened during February and March. He stated that although the harvest reports received by the Commission showed little or no catch, the time of the opening was not correct, as the peak market for the soft shell clams is from now until October.

After further discussion, the following motion was made by Mr. Russell and seconded by Mr. Pruitt:

"THAT AN AREA WITHIN CLOSED AREA "E", AS SHOWN ON THE SOFT SHELL CLAM AREA CHART DATED 8-1-88, BE OPENED IN SHORE OF PEANUT HILL AND BETWEEN PEANUT HILL AND SHEEPSHEAD BAR. THE AREA INSIDE OF HUGGINS, KNOTTS HOLLOW AND POSEY'S WITHIN CLOSED AREA "D", AS SHOWN ON THAT SAME SOFT SHELL CLAM AREA CHART, BE OPENED. THE OPENING SHALL BECOME EFFECTIVE AS SOON AS THE ENGINEERS CAN BUOY THE AREAS AND REMAIN OPEN UNTIL FURTHER NOTICE." The motion passed unanimously.

#### HEARING OFFICER'S REPORT

The Commission reviewed the Hearing Officer's report of April 23, 1990 regarding 22 persons delinquent in filing seafood catch reports. The Chairman asked each person to come forward as his name was called. The only persons present were John Harding Allen and Mr. Edward Rowe Arnest. The Hearing Officer had recommended that Mr. Arnest's licenses be suspended for two weeks. Mr. Arnest addressed the Commission and stated that he would file the reports and apologized for his tardiness. Mr. Allen addressed the Commission and stated that he had file his reports and apologized for his tardiness.

The following motion was made by Mr. Parran and seconded by Mr. Pruitt:

"THAT THE COMMISSION APPROVE THE RECOMMENDATIONS MADE BY THE HEARING OFFICER PRESENTED TODAY IN THE HEARING OFFICER'S RECOMMENDATION DATED APRIL 23, 1990, EXCEPT FOR MR. EDWARD ROWE ARNEST, WHOSE RECOMMENDED TWO WEEKS SUSPENSION OF ALL LICENSES BE DEFERRED ONLY IF HE FILES THE DELINQUENT REPORTS." The motion passed unanimously.

#### RECESS

It was moved by Mr. Pruitt, seconded by Mr. Parran and unanimously approved that the Commission recess at 2:35 for lunch. The Chairman reconvened the meeting at the Commission Office at approximately 3:55 p.m.

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EXECUTIVE SESSION

It was moved by Mr. Pruitt, seconded by Mr. Parran and unanimously approved that the Commission go into executive session to discuss personnel matters at 3:55 p.m. The Commission reconvened into regular session at 4:30 p.m.

BUDGET COMMITTEE

The following motion was made by Mr. Pruitt and seconded by Mr. Parran:

"THAT THE COMMISSION APPROVE THE PROPOSED 1990-91 BUDGET FIGURES PRESENTED TODAY WHICH INCLUDE THE SPORT FISHING LICENSE REVENUE AND EXPENDITURE ESTIMATES." The motion passed unanimously.

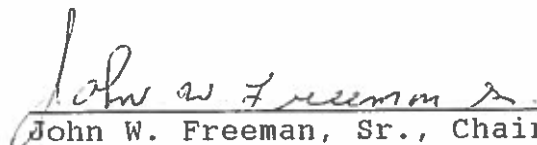
The Chairman noted a copy of that budget would be attached to and made part of the Minutes of this meeting.

DATE AND PLACE OF NEXT MEETING

The next regular meeting of the Potomac River Fisheries Commission was scheduled for August 17, 1990, 9:30 a.m. at Colonial Beach, Virginia.

ADJOURNMENT

It was moved by Mr. Russell and seconded by Mr. Parran to adjourn the meeting at 4:40 p.m. The motion passed unanimously.

  
John W. Freeman, Sr., Chairman

  
Francis J. Russell, Secretary