PUBLIC NOTICE

File Number: 2009-01-035  Date: May 16, 2022

This office has under consideration the application of:

Rome Point LLC  
c/o Russell Blank  
516 South County Trail  
North Kingstown, RI 02852

for a modification of a State of Rhode Island Assent to:

Replace suspended oysters cages with low profile Hexcyl© floating baskets on an existing five acre oyster farm.

<table>
<thead>
<tr>
<th>Project Location:</th>
<th>Narragansett Bay</th>
</tr>
</thead>
<tbody>
<tr>
<td>City/Town:</td>
<td>North Kingstown</td>
</tr>
<tr>
<td>Waterway:</td>
<td>West Passage, Green Point</td>
</tr>
</tbody>
</table>

Plans of the proposed work are attached or can be requested at Cstaf1@crmc.ri.gov.

In accordance with the Administrative Procedures Act (Chapter 42-35 of the Rhode Island General Laws) you may request a hearing on this matter.

You are advised that if you have good reason to enter protests against the proposed work it is your privilege to do so. It is expected that objectors will review the application and plans thoroughly, visit site of proposed work if necessary, to familiarize themselves with the conditions and cite what law or laws, if any, would in their opinion be violated by the work proposed.

If you desire to protest, you must attend the scheduled hearing and give sworn testimony. A notice of the time and place of such hearing will be furnished you as soon as possible after receipt of your request for hearing. If you desire to request a hearing, to receive consideration, it should be in writing (with your correct mailing address, e-mail address and valid contact number) and be received at this office on or before June 16, 2022.

Please email your comments/hearing requests to: cstaf1@crmc.ri.gov; or mail via USPS to: Coastal Resources Management Council; O. S. Government Center, 4808 Tower Hill Road, Rm 116; Wakefield, RI 02879.

/lat
REQUEST FOR ASSENT MODIFICATION

Assent/Permit Number: 2009-01-035 (including extensions) Expiration Date: 12-12-24

Name of Assent Holder: Rose Point LLC

Location of Project: West Passage Narragansett Bay

City/Town: North Kingstown Plat: Lot:

Name of Present Owner: Rose Point LLC c/o Russell Blank

Mailing Address: 516 South County Trail

City/Town: North Kingstown State: R.I.

Zip: 02852

Phone Number: 401-742-0320 Email Address: astrikercharter@adelphia.com

Abutters: North Kingstown

I hereby certify that the names and addresses of adjacent property owners whose property adjoins the project site are accurate and current as of the date of application. If said names and addresses are found to be not accurate and/or current, any subsequent Assent may become Null and Void. Signed: Russell E. Blank

Describe the proposed modification(s): The modification will be from suspended gear to Hexcycle Baskets attached to T-poly rope and anchored with moorings.

Reason: To increase survivability, increase production, and a better quality oyster with less labor

What state of construction is the project in: Rhode Island

Owner Name (PRINT) Rose Point LLC by Russell Blank

Owner’s Signature (SIGN) Rose Point LLC by Russell E. Blank

Note: The applicant acknowledges by evidence of their signature that they have reviewed the Rhode Island Coastal Resources Management Program, and have, where possible adhered to the policies and standards of the program. The applicant also acknowledges by evidence of their signature that to the best of their knowledge the information contained in the application is true and valid. The filing of false information can result in the Coastal Resources Management Council revoking State Assent. Applicant requires that as a condition to the granting of this assent, members of the CRM C or its staff shall be access to the applicant’s property to make on-site inspections to insure compliance with the assent. This application is made under oath and subject to penalties of perjury. 5/00

/sjt 10-2023
A. Category B Requirements

1. The requirements herein for a Category B Assent are necessary data and information for the purposes of federal consistency reviews. All persons applying for a Category B Assent are required to:

a. Demonstrate the need for the proposed activity or alteration; The reason for the gear modification is to grow the oysters off the bottom removing them from predators like oyster drills and starfish, and decrease in mortality and grow a better product with thicker shells for easier shucking.

b. Demonstrate that all applicable local zoning ordinances, building codes, flood hazard standards, and all safety codes, fire codes, and environmental requirements have or will be met; Does not apply

c. Describe the boundaries of the coastal waters and land area that is anticipated to be affected; West Passage of Narragansett Bay, Green Point

d. Demonstrate that the alteration or activity will not result in significant impacts on erosion and/or deposition processes along the shore and in tidal waters; The site is located far enough away from shore so no significant impacts on erosion or deposition.

e. Demonstrate that the alteration or activity will not result in significant impacts on the abundance and diversity of plant and animal life; The hexyl baskets are off the bottom so no significant impacts to plant or animal life

f. Demonstrate that the alteration will not unreasonably interfere with, impair, or significantly impact existing public access to, or use of, tidal waters and/or the shore; The site is located off shore and north of the sandy beach, where the shore line is rocky. Access to the shore from the bay would be to the South of the site so minimal impact. In the site is a couple of large rocks so navigation to the mooring field should be used to the South of the site, so minimal impact. Boats and Kayaks will be able to navigate between the lines, not across the lines.

g. Demonstrate that the alteration will not result in significant impacts to water circulation, flushing, turbidity, and sedimentation; The hexyl baskets allow water circulation through them so no impact.

h. Demonstrate that there will be no significant deterioration in the quality of the water in the immediate vicinity as defined by DEM; The oysters filter the water so no deterioration to the water quality, they improve the water quality.

i. Demonstrate that the alteration or activity will not result in significant impacts to areas of historic and archaeological significance; Does not apply.

j. Demonstrate that the alteration or activity will not result in significant conflicts with water dependent uses and activities such as recreational boating, fishing, swimming, navigation, and commerce, and; This site is located out of the way of commercial activity, the mooring field can be accessed by navigating to the south, swimming should have little impact with this site as they can navigate between the hexyl baskets on the floating line, but not across the lines as they are on the surface.
k. Demonstrate that measures have been taken to minimize any adverse scenic impact (see § 1.3.5 of this Part). The hexyl baskets are close to a foot out of the water when flipped out to dry and less then 4 inches when submerged in the water.

2. Each topic shall be addressed in writing and include detailed site plans and a locus map for the proposed project.

3. Additional requirements are listed for specific Category B activities and alterations in the sections that follow.

Additional Category B Requirements for Aquaculture applications

a. Applicants proposing to undertake any aquaculture project shall:

(1) Describe the location and size of the area proposed; The site is off Green Point, West Passage of Narragansett Bay. The site is 5.5 acres.

(2) Identify the species to be managed or cultivated within the permitted area and over which the applicant shall have exclusive right; The species cultured is Crassostrea Virginica, American oyster.

(3) Describe the method or manner of management or cultivation to be utilized, including whether the activities proposed are experimental, commercial, or for personal use; and

(4) Provide such other information as may be necessary for the Council to determine: This is a commercial operation, the management and cultivation will be done by owners and employees of Rome Point LLC. See attached operation plan.

(AA) The compatibility of the proposal with other existing and potential uses of the area and areas contiguous to it, including navigation, recreation, and fisheries; This area is half a mile south of Rome Point where commercial oyster farming with Oyster Grow Cages is allowed in 5 other farms of which Rome Point LLC is one of those farms, so compatibility to existing uses will not be impacted.

(BB) The degree of exclusivity required for aquacultural activities on the proposed site; The oyster gear will be on the surface, but spaced out enough so boats and kayaks can maneuver between lines. The farming activities will be conducted with boats and employees of Rome Point LLC.

(CC) The safety and security of equipment, including appropriate marking of the equipment and/or lease area; The corners will be marked with High Flyers on the Eastern corners; along with Polly Balls, and bouys on all 4 corners. The main lines and moorings will have bouys on them. The hexcel baskets will be marked with name tags with contact information for Rome Point LLC in the event they break away from the main line so we can recover them.

(DD) The projected per unit area yield of harvestable product; The projected yield of this area with 14,000 Hexyl Baskets is 1,480,000 of individual oysters.

(EE) The cumulative impact of a particular aquaculture proposal in an area, in addition to other
aquaculture operations already in place; The impact is only positive in terms of increasing water quality and the creation of jobs, such as aquaculture supplies, marine equipment, employees and distribution of oysters to the consumer.

(FF) The capability of the applicant to carry out the proposed activities; Rome Point LLC has been growing oysters commercially since 2001. Rome Point is a founding member of Ocean State Shellfish Cooperative LLC which buys and sells millions of dollars worth of oysters locally and regionally, so farming and the distribution of our product should not be a problem.

(GG) The impact of the proposed activities on the scenic qualities of the area. The hexcyyl baskets are low profile so low impact on the scenic quality of this area.

Rome Point LLC
516 South County Trail North Kingstown
RHODE island 02852

FEBURARY 2, 2022 Aquaculture License Number 056

Thomas Blank
100 Emanuel Drive
Portsmouth R.I. 02871

Russell Blank
516 South County Trail
North Kingstown, R.1 02852

Rome Point LLC
File Number 2009-01-035 License Number 056

Method of operation

Rome Point will buy oyster seed from approved hatcheries, notification of size and quantity will be given to the Aquaculture Coordinator at CRMC before arrival to this state accompanied with a pathology report. Oyster seed purchased smaller than 20mm will be started in our upwellers located in Wickford harbor. We usually by seed from 2mm to 4mm to start in the upwellers at the second week of May. The upwellers are checked daily to make sure that they are running properly, after the first two weeks of arrival we start cleaning the silos and grading the seed to
remove the bigger oysters and place them on bigger mesh screens on the bottom of the silos, this process will take place once a week until the oyster seed reaches a maximum of 32mm. At this size the seed is brought out to our grow out sites, that are located in type 4 waters, they are logged in our record book with date and quantity and location. The ends of our ground lines or main lines have numberd bouys which are recorded in the log book so they can be tracked as we thin down the quantity of oysters and transfer the seed into more gear as they grow, for the 6 month requirement of being in clean water before harvest. We also put the seed in one section of the site to keep away from a different year class. If seed is bought at 20mm or bigger it is brought right out to the grow out sites, they are logged in with the date and quantity and the bouy number in our log book.

With the Hexcy! Baskets, we plan on starting the oyster seed off in 3mm to 5mm size baskets in the first two main lines. The rest of the main lines will range from 10mm to 40mm. There will be a maximum of 33 lines, the space between will be 20 feet and 5 feet, see attached drawing. There will be 400 baskets to a line. Boats and Kayaks can egress and ingress between the rows of baskets going North to South. The baskets will be flipped once a week or every other week to dry, the growth of the oysters will be checked at this time and logged in our log book for record keeping, and will determine when its time to be thinned down and graded. The work will be logged in daily as to which line was worked on and when the bigger oysters were retained and transferred to Bigger size Hexcy! Baskets, the 10mm through 40mm, the smaller oysters will go back in the same line. The work will be performed by Rome Point owners and employees, year round. When the gear has been flipped back into the water we wait two weeks or longer before grading to allow the fouling organisms to fall off. At this point if marketable oysters are harvested they will be placed in the bottom cages for the 7 day protocol set forth by DEM. Oysters to be sold are processed on the boat and brought into Wickford Harbor to our boat slips, unloaded and follow DEM protocol for Safe Shellfish Handling while on the boat and during transportation to Ocean State Shellfish Cooperative, where they are sold. If oysters are transferred from this site to another site they are logged in to which site they went, the date, the number on the bouy of the ground line for bottom cages and main line on floating cages, number of bags placed in the cages. They are logged in every time they are culled for market and the density returned, until emptied out and the process starts over the same way the following year.
# HEXCYL BASKET SPECIFICATIONS

## HEXCYL SHELLFISH BASKETS

<table>
<thead>
<tr>
<th>FIVE SIZES</th>
<th>Hexcyll Pro 0304</th>
<th>Hexcyll Pro 0507</th>
<th>Hexcyll Pro 1014</th>
<th>Hexcyll Pro 1521</th>
<th>Hexcyll Pro 2028</th>
<th>Hexcyll HD 1521</th>
</tr>
</thead>
<tbody>
<tr>
<td>Click on images</td>
<td><img src="image1.png" alt="Image" /></td>
<td><img src="image2.png" alt="Image" /></td>
<td><img src="image3.png" alt="Image" /></td>
<td><img src="image4.png" alt="Image" /></td>
<td><img src="image5.png" alt="Image" /></td>
<td><img src="image6.png" alt="Image" /></td>
</tr>
<tr>
<td>Mesh Size</td>
<td>3mm (1/8&quot;)</td>
<td>5mm (3/16&quot;)</td>
<td>10mm (7/16&quot;)</td>
<td>15mm (5/8&quot;)</td>
<td>20mm (3/4&quot;)</td>
<td>15mm (5/8&quot;)</td>
</tr>
<tr>
<td>Shellfish Size</td>
<td>5mm (3/16&quot;) minimum</td>
<td>10mm (7/16&quot;) minimum</td>
<td>20mm (3/4&quot;) minimum</td>
<td>40mm (1-1/2&quot;) minimum</td>
<td>70mm (2 3/4&quot;) minimum</td>
<td>40mm (1-1/2&quot;) minimum</td>
</tr>
<tr>
<td>Volume</td>
<td>25 litres (6.6 gallons)</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>31 litres (8.3 gallons)</td>
</tr>
<tr>
<td>Dimensions</td>
<td>732mm (28&quot;) long</td>
<td>270mm (10 5/8&quot;) wide</td>
<td>140mm (5-7/16&quot;) high</td>
<td></td>
<td></td>
<td>800mm (31-1/2&quot;)</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>280mm (11&quot;)</td>
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<tr>
<td></td>
<td></td>
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<td></td>
<td></td>
<td></td>
<td>180mm (7&quot;)</td>
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## MATERIAL SPECIFICATIONS

*Our baskets and clips will outperform other plastic baskets because we use a specially developed Ultra High Impact Resistant materials known for sub zero temperature performance. All materials have the highest possible Ultra Violet resistance. We have had product in the field for over 10 years.*

**HEXCYL Basket/Lid**

- Ultra high impact grade Material
- Food Grade - When used in accordance with FDA application guidelines, this product meets the requirements of FDA 21 CFR 177.1520 (c) 3.1a and AS2070-1999 section 4.1.1(a).
- Flammability - DIN 4102 B2: normal combustibility similar to wooden pallets.

**HEXCYL Clips**

- Ultra high impact grade, UV Stable material

## PACKING and TRANSPORT

*Adelaide Shipping Port is 13 km (13 minutes) from our manufacturing and container loading site at Wingfield, South Australia, 5014*
Hexyl Basket Float

10"
Z

2 3/4"
Y

27.5"
Flipping mechanism is a metal track attached to the side of the boat that turns over the Hexcyl baskets as the boat drives forward. It is not motorized and it is quiet.
North Magnetic

Come Point LLC
516 South County Trail
North Kingstown, R.I.
02852

Scale
1" = 100 Feet

NW Corner
41° 32.077N
71° 24.974W

NE Corner
41° 32.062N
71° 24.957W

20' between lines
5' between lines

400 Baskets Per Line
Main Line with Hexcy Baskets

Depth Taken 11/4/08

41° 31.944 N
71° 24.968 W

SW Corner
4.7'MLW

500'

300 Yards from shore

SE Corner
41° 31.984 N
71° 24.855 W
5' @ MLW

14,800

Maximum number of Hexcy Baskets

11.5' @ MLW
Cross Section

0352
NORTH KINGSTON, R.I.
516 SOUTH COUNTY TRAIL
KROME POINT LLC

1/23/22
Rome Point LLC
516 South County Trail
North Kingstown, R.I.
02852

Bottom Substrate

0 Scale 1
2
1" = 200 Feet

North

NW Corner
7' @ m LW

500'

Rock 2'

NE Corner
11.5' m LW

Hard Bottom Decker

Bank

Hard Bottom Sand & Gravel

Rock

4.7' @ m LW

SW Corner

Rock

5' @ m LW

SE Corner

Depth Taken
11/04/08