

Proposed amended By-Law to be adopted by the Town Meeting

The Board of Selectmen shall annually adopt a regulation defining a commercial fisherman to enable the Town of Chilmark to create a list of fishermen who shall be entitled to certain privileges relating to Town properties which support and enhance commercial fishing in the Town. The definition shall be reviewed annually by the Board of Selectmen, after a public meeting to take comments, to assure that it is realistic under the various federal, state and local regulations as they may be amended from time to time. The Board of Selectmen shall review annually the list of qualified fishermen under such definition and may grant exceptions or waivers for extenuating circumstances.

Proposed first year definition of Commercial Fisherman

Commercial fisherman shall mean a person who:

- (a.) owns and annually provides to the Town a copy of his/her appropriate commercial fishing permits,
- (b.) has fished commercially in a substantial way at some time during the past calendar year, by making at least six landings per month in at least three different calendar months; such landings must total at least \$5,000 as evidenced by sales receipt slips.
- (c.) intends to fish commercially for a substantial period in the coming 12 months, taking into account the regulations applying to his/her commercial fishery.
- (d.) All landings must be deemed significant as evidenced by a copy of the previous annual catch report which must be filed with the Town.