



TRUSTEES OF THE FREEHOLDERS AND COMMONALTY APPLICATION  
**COMMERCIAL SHELLFISH LICENSE APPLICATION**

240 W. Montauk Hwy, Hampton Bays, N.Y. 11946  
 Phone: 631-287-5717 Fax: 631-287-5723

**COMMERCIAL SHELLFISH LICENSE COVER SHEET**

**NON REFUNDABLE RESIDENT FEE \$125.00**

**COMMERCIAL HARVESTER ADDITIONAL STICKER: \$20 (First one free)**

If paying by check, please make check payable to: *Southampton Town Trustees*

*Shellfish License Replacement Cards including but not limited to lost or stolen cards will be charged \$20.00*

**You can mail in the application and documents to the address in the letterhead or come in person to same address.**

**Please send/bring a clear copy of driver's license (we need to use this photo for the photo on the shellfish license)**

**REQUIREMENTS:**

(Trustees Resolutions dated November 17, 2025; December 17, 2025)

***If you cannot meet these requirements, your case will be referred to the Review Panel, consisting of the Town Attorney, Senior Bay Constable and two Trustees at a work session.***

In the case of **THOSE WHO OWN PROPERTY** in the Town of Southampton:

1. A current **NYS DEC SHELLFISH DIGGERS PERMIT**.
2. A **NYS DRIVERS LICENSE** or **NYS IDENTIFICATION CARD** indicating a street address within the Town of Southampton. (**P.O. Boxes are not acceptable**)
  - \* If your license contains a PO Box, please provide a **VOTER REGISTRATION CARD** indicating an address in the Town of Southampton
3. A current **DEED OR TAX BILL** to a residential property within the Town of Southampton with the applicant's name listed in the owner's box
  - \* *If the tax bill is in a corporation or LLC, please supply Articles of Incorporation or LLC documentation*
  - \* *If the tax bill is in your spouse's name, please include a copy of your marriage certificate*

In the case of **THOSE LEASING OR RENTING A RESIDENCE** in the Town of Southampton:

1. A current **NYS DEC SHELLFISH DIGGERS PERMIT**.
2. A **NYS DRIVERS LICENSE OR NYS IDENTIFICATION CARD** indicating a street address within the Town of Southampton. (**P.O. Boxes are not acceptable**)
3. **Two (2) affidavits**, one (1) signed and notarized by the landlord and one (1) signed and notarized by the tenant **must** be submitted with the application.
4. **One of the following:**
  - a. **RENT RECEIPTS** for **each** month in the past twelve (12) months prior to application of permit.
  - b. **CANCELED CHECKS** for **each** month in the past twelve (12) months prior to application of permit.
  - c. **VOTER REGISTRATION CARD** indicating an address in the Town of Southampton. \_
  - d. Three (3) **utility bills** service to a street address in the Town of Southampton (MUST HAVE one current, one from six months ago, and one from a year ago)
5. **Any false written statements contained in any affidavits submitted are subject to the provisions of Penal Law § 210.45. Any false written statement is a Class A misdemeanor.**

**SHINNECOCK BAY ENDORSEMENT:**

1. Resident of the Town of Southampton
2. Proof of holding a Southampton Town Trustees Commercial Shellfish Permit for more than two years.



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*\*Please note that all Commercial Gill Nets and/or Pot Permits will be printed on the back of the Commercial Shellfish  
along with the Shinnecock Bay Endorsement.*

*License – application attached\**

**COMMERCIAL SHELLFISH LICENSE APPLICATION**

Name (Print): \_\_\_\_\_

Phone #: \_\_\_\_\_ Alt. Phone #: \_\_\_\_\_

E-mail: \_\_\_\_\_

Town of Southampton Street Address: \_\_\_\_\_

Mailing Address (if different from above): \_\_\_\_\_

Date of Birth: \_\_\_\_\_

Height: \_\_\_\_\_

Color of Eyes:    \_\_\_ Blue  
                  \_\_\_ Brown  
                  \_\_\_ Green  
                  \_\_\_ Grey  
                  \_\_\_ Hazel

Color of Hair:    \_\_\_ Black  
(Choose only one)   \_\_\_ Blonde  
                          \_\_\_ Brown  
                          \_\_\_ Grey  
                          \_\_\_ None  
                          \_\_\_ Red  
                          \_\_\_ White

\_\_\_\_\_, A SHINNECOCK BAY ENDORSEMENT shall only be issued to a resident of the Town of Southampton who possesses a Town of Southampton Town Trustees commercial shellfish permit and can demonstrate that he or she has held that commercial permit for a period of greater than two years.

*Any false written statements contained in any affidavits submitted are subject to the provisions of Penal Law § 210.45. Any false written statement is a Class A misdemeanor.*

Applicant's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

\*\*\*\*\*

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**COMMERCIAL GILL NET AND/OR POT PERMITS**

**Gill Nets Requirements:**

- \* Town of Southampton Residency Requirements
- \* DEC Food Fish License
- \* Town of Southampton Commercial Shellfish License

**Pot Permit Requirements:**

- \* Town of Southampton Residency Requirements
- \* DEC Food Fish License
- \* Town of Southampton Commercial Shellfish License
- \* DEC Requirements (see chart below)

TOWN POT PERMIT	DEC PERMIT NEEDED
Eels	Food Fish
Conch/Whelk	Conch/Whelk
Lobster	Lobster License (Commercial/Residential)
Fish Pot	Food Fish
Killies (Bait Fish)	Food Fish or Baitfish Dealers License
Crabs (All Types)	Crab Permit

**Please list description of Permit below including  
Town Permit #, Type of Permit, Water Body, and Location.**

Permit Type: Pot / Gill Net Town Permit #: \_\_\_\_\_ Amount: \_\_\_\_\_ Species: \_\_\_\_\_ Water Body: \_\_\_\_\_  
(Circle One)

Permit Type: Pot / Gill Net Town Permit #: \_\_\_\_\_ Amount: \_\_\_\_\_ Species: \_\_\_\_\_ Water Body: \_\_\_\_\_  
(Circle One)

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(Circle One)

Permit Type: Pot / Gill Net Town Permit #: \_\_\_\_\_ Amount: \_\_\_\_\_ Species: \_\_\_\_\_ Water Body: \_\_\_\_\_  
(Circle One)

*Any false written statements contained in any affidavits submitted are subject to the provisions of Penal Law § 210.45. Any false written statement is a Class A misdemeanor.*

Applicant's Signature: \_\_\_\_\_ Date: \_\_\_\_\_



TRUSTEES OF THE FREEHOLDERS AND COMMONALTY APPLICATION  
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**In the Matter of the Application For a Commercial Shellfish License**

**AFFIDAVIT OF LANDLORD**

\_\_\_\_\_  
(Applicant's Name)

STATE OF NEW YORK)

) ss:

COUNTY OF SUFFOLK)

\_\_\_\_\_, being duly sworn, deposes and says the following under the penalties of perjury:  
(Landlord's Name)

1. I own property located at \_\_\_\_\_  
(Address)

2. I am currently renting the above captioned premises or a portion of the above captioned premises to  
\_\_\_\_\_  
(Tenant's Name)

3. I am renting the premises to the above tenant of the following basis:

- a. \_\_\_\_\_ pursuant to a lease.
- b. \_\_\_\_\_ on a month-to-month basis.
- c. \_\_\_\_\_ applicant is a family member and does not pay rent.

4. I can be reached at the following phone number to confirm the information contained in this affidavit:  
\_\_\_\_\_  
(Phone number)

I submit this information in order to induce the Board of Trustees to issue a Commercial Shellfish License to applicant.

\_\_\_\_\_  
(Signature of Landlord)

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 202 \_

\_\_\_\_\_  
(Notary Public)



TRUSTEES OF THE FREEHOLDERS AND COMMONALTY APPLICATION  
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**In the Matter of the Application For a Commercial Shellfish License**

**AFFIDAVIT OF TENANT**

\_\_\_\_\_  
(Applicant's Name)

STATE OF NEW YORK)

) ss:

COUNTY OF SUFFOLK)

\_\_\_\_\_, being duly sworn, deposes and says the following under the penalties of perjury:  
(Tenant's Name)

1. I reside located at \_\_\_\_\_  
(Address)

2. I am currently renting the above captioned premises or a portion of the above captioned premises  
\_\_\_\_\_  
(Tenant's Name)

3. I am renting the premises on the following basis:

- a. \_\_\_\_\_pursuant to a lease.
- b. \_\_\_\_\_on a month-to-month basis.
- c. \_\_\_\_\_applicant is a family member and does not pay rent.

4. I can be reached at the following phone number to confirm the information contained in this affidavit:  
\_\_\_\_\_  
(Phone number)

I submit this information in order to induce the Board of Trustees to issue a Commercial Shellfish License to applicant.

\_\_\_\_\_  
(Signature of Tenant)

Sworn to before me this \_\_\_\_ day of \_\_\_\_\_, 202 \_

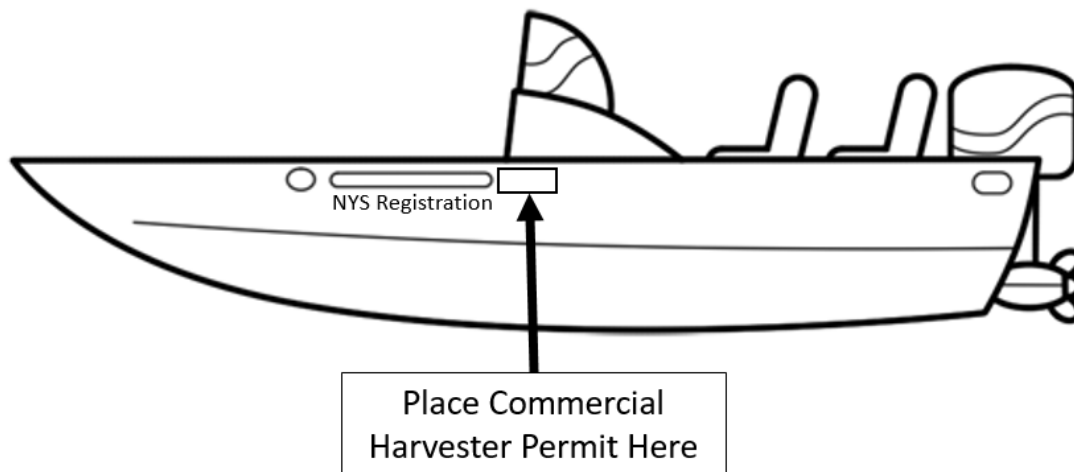
\_\_\_\_\_  
(Notary Public)



## **Commercial Harvester Permit**

Dear Commercial Shellfish License Holder,

Place this sticker on the port (left) side of the boat to the right of the New York State Registration numbers. Please see diagram below.



If you need any additional Commercial Harvester Permits, please call or visit our office at 631-287-5717. Each additional permit sticker has a cost of \$20. The first permit is complimentary with the Commercial Shellfish License.

Sincerely,

Southampton Town Trustees  
/jmf



**Trustees of the Freeholders**

116 Hampton Road  
Southampton, NY 11968

Meeting: 11/17/25 01:00 PM  
Department: Trustees of the Freeholders  
Category: Local Laws - Trustees  
Prepared By: Jessica Feldman

**ADOPTED**

**TRUSTEES 2025-331**

DOC ID: 51532

## **Notice of Adoption of amendment of “Blue Book” A340 amending The Management and Products of the Waters of the Town of Southampton, Article II Shellfish, Section 6; Permits**

**WHEREAS**, the Trustees of the Freeholders and Commonalty of the Town of Southampton considered a change in the Rules and Regulations for Management of Products of Town Waters Article II Shellfish, §6 Permits; and

**WHEREAS**, the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton held a public hearing on **Monday, November 17, 2025 at 1:00 p.m.**, to hear any and all persons either for or against were heard; now, therefore, be it

**RESOLVED**, that Article II, §6 of the Rules and Regulations for Management and Products of Town Waters (a/k/a “Blue Book”) is hereby amended as follows:

SECTION 1. - Legislative Intent.

The Board of Trustees for the Town of Southampton desires to update the Rules and Regulations for Management and Products of Town Waters (a/k/a “Blue Book”) Article II Section 6 Permits in order to create an experiential requirement for commercial baymen to harvest on Shinnecock Bay.

SECTION 2. - Amendment.

Article II Section 6 of the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton is hereby amended by adding the underlined words and deleting the matter stricken through:

### **§6. Permits.**

#### I. Non-Commercial Shellfishing Permits

- A. Any person qualified as set forth ~~above~~ below may obtain a permit for taking shellfish from the waters or lands under the waters of the Town of Southampton by making an application therefor and paying the fee as set forth ~~above~~ below.
- B. Residential application shall be made in duplicate, in writing, in the form prescribed by the Trustees and shall state:
  - (1) Applicant’s full name.
  - (2) The applicant’s residence with a street number, if any.
  - (3) The length of the applicant’s residence in the Town of Southampton.

- (4) The applicant's age, sex, height, and color of eyes and hair.
  - (5) The applicant's domicile outside the Town of Southampton, with street and number, if any.
  - (6) The applicant's real property owned in the Town of Southampton, with street and number, if any.
- C. Any permits issued hereunder shall become void if the holder ceases to be a freeholder, resident, temporary resident, or taxpayer.
  - D. Permits shall be in the form prescribed by the Trustees and shall contain matters set forth upon the application. The original application shall be filed in the Trustees' office, and a duplicate application in the office of the Town Clerk.
  - E. Permits shall not be transferable, and any person engaged in taking shellfish from the waters and lands under the waters of the Town of Southampton shall be obligated to disclose his name, address and current permit number to any enforcement officer. Failure to do so shall be presumptive evidence that such person has not obtained such permit.
  - F. The Town Clerk, or Trustees, when any permit hereunder is issued, shall deliver simultaneously to the permittee a copy of the Rules and Regulations for the Management and Products of the Waters of the Town of Southampton then in force and effect.
  - G. ~~Commercial shellfish permits require additional information, as set forth by the Trustees, on the current application form.~~

## II. Commercial Shellfish Permits.

- A. A commercial shellfish permit shall allow the resident to whom it is issued to take shellfish from Town Trustee owned underwater lands for commercial purposes, and shall, depending on the permittee's time commercially harvesting shellfish in Town waters, be issued with or without a Shinnecock Bay endorsement to allow commercial shellfish harvesting of all species by the permittee in non-sanctuary areas of Shinnecock Bay management zone which is defined as the area from the Quogue Canal Bridge to Taylor's Creek.
- B. A Shinnecock Bay endorsement shall only be issued to a resident of the Town of Southampton who possesses a Town of Southampton Town Trustees commercial shellfish permit and can demonstrate that he or she has held that commercial permit for a period of greater than two years.
- C. A Town resident who did not obtain a commercial permit the previous year may request that the Trustees waive the endorsement eligibility requirement under the following circumstances:
  - (1) The applicant was unable to obtain a commercial shellfishing permit due to active military service; or

- (2) The applicant has held a commercial shellfish permit issued by the Town Trustees during any five consecutive years; or
  - (3) Being at least 16 years of age, the applicant can provide proof or having worked in the commercial harvesting of shellfish in waters under the control of the Town Trustees of the Town of Southampton on board a vessel owned and operated by an immediate family (parent, grandparent or sibling) member; or
  - (4) Demonstrates an investment in the equipment necessary for participation in the commercial shellfish harvesting industry and possesses a valid New York State shellfish digger's license and has held such license for at least three out of the five years prior to the date of the application.
- D. If, in the opinion of the Trustees there are issues on the condition of the fishery in the Town of Southampton that effect the sustainability of those resources in Town waters, the Trustees shall have the authority after a public hearing declare a freeze on the issuance of new commercial shellfish permits, on the issuance of additional Shinnecock Bay endorsements, or both.
- E. The failure of a commercial shellfish permittee to renew the permit by February 14 of the year after expiration shall be deemed a forfeiture of the permit by the holder; such forfeiture may be appealed to the entire Board of Trustees on the showing of cause deemed acceptable by a majority vote of the Board.
- F. Commercial harvesting of shellfish within the Shinnecock Bay management zone shall have the following regulations on harvest limitations:
- (1) Regardless of the species harvested, all vessels and diggers shall possess the appropriate digging log or commercial landing receipt.
  - (2) Harvesting of razor clams (*Ensisleeeii*) shall have a daily boat limit of 200 pounds per endorsement holder, with a limit of two limits per vessel; a non-endorsed deckhand may partake in the fishery but not account for a limit.
  - (3) Hard clams (*Mercenaria mercenaria*) shall be limited to 2000 clams per vessel, with a maximum of two licensed diggers one board, one of which is a Shinnecock endorsemet holder.
- G. After harvest, all shellfish shall be appropriately counted and tagged with all required paperwork, properly completed.

### Section 3. - Authority.

The Trustees are authorized to establish and promulgate rules and regulations for the management and products of the waters of the Town of Southampton pursuant to the Dongan Patent of 1686 and subsequent Acts of the New York Legislature including, Chapter 255 of the Laws of 1818, Chapter 283 of the Laws of 1831.

### Section 4. - Severability.

If any section or sub-section, paragraph, clause, phrase or provision of this regulation shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this regulation as a whole or any part

thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

Section 5. - Effective Date.

This change shall take effect immediately upon the adoption of the Amendment by the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton.

**NOTICE OF ADOPTION**

TAKE NOTICE, that a public hearing was held by the Trustees of the Freeholders and Commonalty of the Town of Southampton on **Monday, November 17, 2025 at 1:00 p.m.**, in the meeting room of Town Hall of the Town of Southampton, 116 Hampton Road, Southampton, New York to hear any and all persons either for or against proposed amendment of Blue Book A340 Article II Section 6 Permits.;

Summary of the Proposed Rule

The proposed amendment to the Blue Book establishes the need to procure an endorsement from the Trustees that enables a commercial shellfish harvester with a Trustee Commercial Shellfish License to harvest shellfish on the Shinnecock Bay.

Copies of the amendment to the Blue Book, sponsored by Trustee Edward J. Warner, Jr, is available in the Trustees' Office, Monday through Friday, from 8:30am to 4:00pm.

BY ORDER OF THE BOARD OF TRUSTEES  
OF THE FREEHOLDERS AND COMMONALTY  
OF THE TOWN OF SOUTHAMPTON, NEW YORK  
SCOTT M. HOROWITZ, PRESIDENT

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Edward J. Warner Jr., Secretary-Treasurer
<b>SECONDER:</b>	Richard T. Maran Jr., Trustee
<b>AYES:</b>	Horowitz, Warner Jr., Maran Jr., McLoughlin, Parsons

**Financial Impact**