

# *Drakes Bay Oyster Company*

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January 31, 2008

Christine Chestnut  
California Coastal Commission  
Statewide Enforcement Unit  
45 Fremont St., Suite 2000  
San Francisco, CA 94105-2219

Re: CCC-07-CD-04 Drakes Bay Oyster Company

Dear Christine,

Attached are the documents as required by section 3.2.10 of the Consent Order. The section reads:

**Maximum Annual Production Limit.** Within 60 days of the issuance of this Consent Order, Respondents shall provide documentation showing the “current production level,” including the amount harvested in the last year and any projected increases in yield for the coming year. Production of all shellfish species shall be capped at this “current production level.”

Pacific oysters and Manila clams are the only species currently being produced at the Drakes Bay Oyster Farm. The total harvested weight of these species combined will remain below the production limit as set forth in this consent order.

The maximum annual production limit is meant to keep the production of shellfish at “status quo” until the Coastal Development Permit can be finalized. As agreed, a detailed record of planting in 2006 and 2007, as well as the projected harvest based on these plantings are included as a part of this submittal. 2006 and 2007 planting schedules were very similar. Based on the planting records, it is expected that the total shellfish harvest from Drakes Estero be around 770,000 Lbs. If all environmental conditions are conducive, and mortality rates are low, as much as 850,000 Lbs could be harvested in a single year, based on the recent years’ plantings. For the purposes of this consent order, the production limit should be set at “approximately 850,000 Lbs” as “current production”.

Attached are planting records for 2006 and 2007 and seed purchase records. Also attached is a graph of the expected shellfish harvest by year, based on the current planting.

Thank you,

Kevin Lunny

Enclosures:

2007 CDFG Monthly Tax Reports  
2007 Larvae and Seed Purchase Records  
2006 Planting Record  
2007 Planting Record  
Production Graph