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GOVERNOR

STATE OF MAINE
DEPARTMENT OF MARINE RESOURCES
21 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0021

PATRICK C. KELIHER
COMMISSIONER

Shellfish Harvesting Area Classification-Notification of Changes

August 5, 2016

Ladies and Gentlemen:

Under the authority of Maine statute 12 M.R.S.A., Chapter 607, Section 6172; the Commissioner has made the following classification change to Area No. 64-A, Stockton Springs/Deer Isle/Stonington to Machiasport; this notice expands the size of Exception 64-A-01 due to the decline of naturally occurring marine biotoxin (DSP). The mussel, European oyster and clam closures in parts of Penobscot Bay, Blue Hill Bay and Frenchman Bay are repealed. Species specific Exception Areas are defined in the text and are subject to strict sampling requirements that ensure the safety of harvested product. Bivalve shellfish may be wet stored by certified dealers who are located in an exception area and currently hold a valid wet storage permit issued by the Department in accordance with DMR Regulations 15.32 to 15.35. All existing pollution and biotoxin closures remain in effect.

The boundary descriptions of the area are as follows (struck text is being removed and underlined text is being added):

A. Effective immediately, because of naturally occurring marine biotoxins, it shall be unlawful to dig, take or possess any mussels, European oysters (*Ostrea edulis*) or surf/hen clams (*Spisula solidissima*) from the shores, flats and waters of the following areas:

East of a line beginning at the southernmost point of Cape Jellison (Stockton Springs), then running south to the westernmost tip of Resolution Island (Deer Isle), then running south to the northeastern tip of Compass Island (Deer Isle), then running southeast to the southern tip of Bald Island, then running southeast to the southwestern tip of Barred Island (Stonington), then running south to the eastern tip of Saddleback Ledge (Vinalhaven), then running south to the limit of U.S. jurisdiction; AND west of a line drawn south from Point of Maine (Machiasport) to the limit of U.S. jurisdiction.

EXCEPTION 64-A-01: mussels and European oysters (*Ostrea edulis*) may be harvested north and east of a line beginning at Kimball Head on Kimball Island (Isle au Haut), then running northwest to the easternmost tip of Mullen Head (North Haven); AND north of a line beginning at the Richs Point (Isle au Haut), then running northeast to the north tip of Fog Island (Isle au Haut) and then northeast to Sea Cove Head (Swans Island); AND north of a line beginning at North Point (Swans Island), then running northeast to Lopaus Point (Tremont); AND north of a line beginning at the boat ramp in downtown Bar Harbor, then running northeast to the north tip of Sheep Porcupine Island and northeast to the north tip of Burnt Porcupine Island and northeast to the southern shore of Bunkers Cove (South Gouldsboro).

~~EXCEPTION 64-A-01: mussels and European oysters (*Ostrea edulis*) may be harvested south and west of a line beginning at the point of land east of Sherman Cove (Camden), running east to Job Island (Isleboro), then south to the western tip of North Haven; AND east of a line beginning at the tip of Naskeag Point (Brooklin) running southeast to Seal Cove Head (Swans Island); AND north west of a line beginning at North Point (Swans Island), then running northwest to the~~

~~southern tip of Tinker Island (Tremont); AND north of a line beginning at the north tip of Tinker Island running northeast to the north tip of Hardwood Island, then running northeast to the southern tip of Bartlett Island (Mount Desert); AND north and east of a line running from the southern tip of Bartlett Island to the tip of land on the west shore of Sawyers Cove; AND north of a line beginning at Marlboro on the north shore of Raccoon Cove (Lamoine), running southeast to the southern tip of Hancock Point (Hancock), then southeast to the northern tip of Stave Island, then east to the opposite shore; AND west of a line beginning at an unnamed point of land on the west shore of the Jordan River approximately 1500 yards north of the Hancock County Airport, running south to the tip of Thomas Island, then southwest to the tip of Israel Point (Bar Harbor)~~

EXCEPTION 64-A-02: mussels and European oysters (*Ostrea edulis*) may be harvested north of a line beginning at the eastern tip of Youngs Point (Corea/Gouldsboro), then running east to the southern tip of Dyer Point (Steuben).

EXCEPTION 64-A-03: mussels and European oysters (*Ostrea edulis*) may be harvested north of a line beginning at the southernmost tip of Ray Point (Milbridge), then running southeast to the southern tip of Ripley Neck (Harrington), then southeast to the southern tip of Cape Split (Addison) and then east to the southern tip of Moose Neck (Addison), then running south to the southern tip of Tibbett Island (Addison); AND north of a line running northeast from the southern tip of Tibbett Island to the southern tip of Norton Island (Beals); AND north of a line running northeast from the northern tip of Norton Island to the northern tip of Beals Island (Beals), then running east to the north shore of Pig Island (Beals), then running east to the northwest tip of Head Harbor Island (Jonesport); AND west and north of a line running northeast from the northwest tip of Head Harbor to the southern tip of Bonney Point (Roque Island); AND west and north of a line running northeast from the north tip of Great Head (Roque Island) to the northwest tip of Shoppee Point (Roque Bluffs).

B. Effective immediately, because of naturally occurring marine biotoxins, it shall be unlawful to dig, take or possess any clams from the shores, flats and waters of the following areas:

East of a line beginning at the shore at the end of Rabbit Run (Lamoine), running southeast to the north tip of Thomas Island (Bar Harbor); AND north of a line beginning at the north tip of Thomas Island, running northeast to the north tip of Hadley Point, then running east to the Coast Guard navigational buoy R N "14" at Gogins Ledge, then running northeast to the south tip of Meadow Point.

If you have questions, please contact Angel Ripley or Kohl Kanwit, Department of Marine Resources, 194 McKown Point Road, West Boothbay Harbor, Maine 04575-0008, Tel: (207) 633-9515 or (207) 633-9535, Email: angel.ripley@maine.gov or kohl.kanwit@maine.gov. During **weekends/holidays**, contact the appropriate State Police barracks: from New Hampshire border to Brunswick, barracks 1-800-228-0857; from Cushing/Boothbay to Lincolnville/Belfast area, barracks 1-800-452-4664; from Belfast to Canadian border, barracks 1-800-432-7381. This notice can be viewed on the Department's website at: http://www.maine.gov/dmr/rm/public_health/closures/closedarea.htm . This information is also recorded on our HOTLINE (207-624-7727 OR 1-800-232-4733).



Kohl Kanwit
Commissioner's Designee – Director, Bureau of Public Health

3:47 PM
(Effective Time)



Maine Department of Marine Resources

Area 64-A: Stockton Springs/Deer Isle/Stonington to Machiasport
8/5/16

