



# The Commonwealth of Massachusetts

## Division of Marine Fisheries

(617) 626-1520 | [www.mass.gov/marinefisheries](http://www.mass.gov/marinefisheries)



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KIMBERLEY DRISCOLL  
Lt. Governor

REBECCA L. TEPPER  
Secretary

THOMAS K. O'SHEA  
Commissioner

DANIEL J. MCKIERNAN  
Director

April 24, 2024

The Honorable Select Boards and Mayor of the Commonwealth of Massachusetts for the following coastal municipalities: New Bedford, Fairhaven, Mattapoisett, Falmouth, and Gosnold

Ladies & Gentlemen,

In accordance with Chapter 130, Section 74A of Massachusetts General Laws, the Division of Marine Fisheries has determined that the emergency closure initially issued on March 24, 2024 due to CSO discharges impacting portions of Buzzards Bay (BB11, BB14, BB16, BB18-BB23, E1 and E4) in the towns of Fairhaven, Mattapoisett, Falmouth, Gosnold, and the City of New Bedford may be rescinded. Shellfish growing areas placed in the "Closed to Shellfishing" status due to the emergency closure shall revert to an **"Open to Shellfishing"** status subject to Conditional Area Management Plan criteria where applicable.

Therefore, under authority of MGL, Chapter 130, Section 74A the areas listed below will revert to their former status prior to the emergency closure, or in the case of Conditionally Approved areas acquire the status dictated by its Conditional Area Management Plan criteria, and local rules and regulations under authority of MGL Chapter 130, section 52, **effective at sunrise on Thursday, April 25, 2024.**

Areas classified as "PROHIBITED" shall remain closed to the harvest of shellfish for direct human consumption.

Under authority of 322 CMR 7.01(7) all permits issued thereunder are hereby conditioned to permit the taking, selling or possession of shellfish from the areas listed below.

### **STATUS: OPEN TO THE TAKING OF SHELLFISH**

#### **Subject to conditional area management plan criteria where applicable**

The waters, flats and all tributaries of that portion of Buzzards Bay within the following Shellfish Growing Areas and municipalities: BB11, BB14, BB16, BB18-BB23, E1 and E4 in the towns of Fairhaven, Mattapoisett, Falmouth, Gosnold and the City of New Bedford.

Individual shellfish growing area definition boundaries are mapped on the Division's website at [Shellfish classification areas | Mass.gov](#).

Sincerely,

A handwritten signature in black ink, reading "Daniel J. McKiernan". The signature is fluid and cursive, with a long horizontal stroke at the end.

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Daniel J. McKiernan, Director  
MA Division of Marine Fisheries

cc: P. Moran, C. Baker, MEP  
R. Glenn, C. Petitpas, DMF  
J. Hobill, DEP  
FDA, DPH  
T. Ringuette, New Bedford Shellfish Constable  
T. Cox, Fairhaven Shellfish Constable  
K. Massey, Mattapoisett Shellfish Constable  
C. Martinsen, Falmouth Shellfish Constable  
S. Garfield, Gosnold Shellfish Constable