



**Paul J. Diodati**  
*Director*

*Commonwealth of Massachusetts*  
**Division of Marine Fisheries**  
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May 25, 2006

To the selectboards of the following municipalities:

Duxbury, Kingston, Plymouth, Bourne and Sandwich

Ladies and Gentlemen:

In accordance with Chapter 130, section 74A of the Massachusetts General Laws, the Division of Marine Fisheries has determined that those portions of Cape Cod Bay and Mass Bay in the Towns of Duxbury, Kingston, Plymouth and Sandwich described below that were closed due to very heavy rains on May 13-15, 2006, now meet the National Shellfish Sanitation Program guidelines for an "OPEN STATUS".

Under authority of Massachusetts General Laws, Chapter 130, Section 74A, 75 and 322 CMR 7.01 (7) the below-defined areas will revert to their former status prior to the rainfall closure of May 15, 2006; effective immediately. Those areas classified as APPROVED and in the "OPEN" status to shellfish harvesting are now open to the harvest of shellfish for direct human consumption subject to local rules and regulations under authority of Massachusetts General Laws Chapter 130, section 52. Similarly, those areas classified as CONDITIONALLY APPROVED are open subject to the classification conditions.

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

"The marine waters managed by the Commonwealth in portions of Cape Cod Bay and Mass Bay from the Marshfield/Duxbury Town line southward to the Sandwich/Barnstable Town Line including shellfish growing areas MB1, CCB35 and CCB38 to CCB47."

Sincerely,

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Paul J. Diodati  
Director

cc: J. Hanlon, R. Arduini, K. Dolan ELE  
D. McKiernan, M. Hickey, DMF  
WPC, DEP  
FDA  
DPH  
Shellfish Constables of the above towns