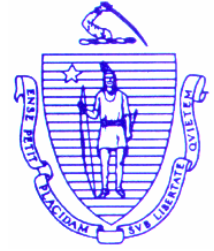




Paul J. Diodati
Director

Commonwealth of Massachusetts
Division of Marine Fisheries
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June 3, 2005

Board of Selectmen
Town Hall
Chatham, MA 02633

Board of Selectmen
Town Hall
Harwich, MA 02646

Ladies & Gentlemen:

The Division of Marine Fisheries has determined that bivalved molluscan shellfish and carnivorous snails from the below-defined areas contain Paralytic Shellfish Poison toxin (also known as "Red Tide") from the dinoflagellate Alexandrium (spp.) in excess of the established standards.

Under authority of Massachusetts General Laws, Chapter 130, Section 74A and 75, the below-defined areas are closed to the harvest of all shellfish, and carnivorous snails, with the exception of the adductor muscle of the sea scallop, until subsequent examination shows that these shellfish are safe for human consumption (crustaceans such as lobsters and crabs are not included in this closure).

The below-defined areas are **CLOSED TO THE TAKING OF ALL SHELLFISH AND CARNIVOROUS SNAILS (with the above-noted exceptions for sea scallops, crabs and lobsters)**. Digging, harvesting or collecting and/or attempting to dig, harvest or collect shellfish including whole sea scallops or roe-on sea scallops or carnivorous snails and the possession of shellfish or carnivorous snails, except sea scallop adductor muscles, from the below-defined areas is prohibited.

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

AREA CLOSED TO THE HARVEST OF ALL SHELLFISH AND CARNIVOROUS SNAILS (WITH THE EXCEPTION OF SEA SCALLOP ADDUCTOR MUSCLES, LOBSTERS AND CRABS)

CHATHAM SOUTH COAST
SC42

The waters and flats of that portion of Nantucket Sound in the Town of Chatham, easterly of a line drawn along the Harwich/Chatham Town line to the Barnstable County Line; northwesterly of a line drawn southwesterly [230 degrees true] from the west breakwater at the entrance to Stage Harbor in the Town of Chatham to the Barnstable County Line; and south of a line drawn across the entrances to Red River, Mill Creek and Bucks Creek.

OVER

MONOMOY ISLAND

SC47

The waters and flats of that portion of Nantucket Sound in the Town of Chatham, easterly of a line drawn southwesterly [230 degrees true] from the west breakwater at the entrance to Stage Harbor in the Town of Chatham to the Barnstable County Line; westerly of a line drawn from the south end of Morris Island to the north tip of Monomoy Island; south of a line drawn across the Stage Harbor jetties; and westerly of a line drawn due south from Monomoy Point to the Barnstable County Line.

STAGE HARBOR

SC48

The waters, flats and all tributaries of Stage Harbor in the Town of Chatham, northerly of a line drawn across the Stage Harbor jetties; east of a line drawn across the entrance to Oyster Pond River and south of the Bridge Street Bridge.

OYSTER POND RIVER

SC49

The waters, flats and all tributaries of the Oyster Pond River in the Town of Chatham, west of a line drawn across the southern mouth of Oyster Pond River; and south of a line drawn across the mouth of the Oyster Pond.

OYSTER POND

SC50

The waters, flats and all tributaries of Oyster Pond in the Town of Chatham, east of a line drawn across the mouth of the Oyster Pond.

MITCHELL RIVER, MILL & LITTLE MILL PONDS

SC51

The waters, flats and all tributaries of Mitchell River, Mill Pond and Little Mill Pond in the Town of Chatham, north of the Bridge Street Bridge.

Sincerely,

Paul J. Diodati
Director

cc: J. Hanlon, K. Dolan, DELE
D. McKiernan, M. Hickey, DMF
WPC, DEP
FDA
DPH
S. Moore, Chatham Shellfish Constable
T. Leach, Harwich Shellfish Constable

