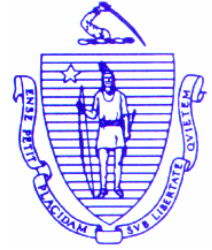




Paul J. Diodati
Director

Commonwealth of Massachusetts
Division of Marine Fisheries
251 Causeway Street, Suite 400
Boston, MA 02114
(617) 626.1520
Fax (617) 626.1509



June 7, 2006

Selectboards of the following towns:

Falmouth, Mashpee, Barnstable, Yarmouth, Harwich, Chatham, Orleans, Eastham, Wellfleet, Truro, Provincetown, Brewster, Dennis, Sandwich, Bourne, Plymouth, Kingston and Duxbury

Ladies and Gentlemen:

In accordance with Chapter 130, section 74A of the Massachusetts General Laws, the Division of Marine Fisheries has determined that the waters of selected below-defined growing areas on Cape Cod and portions of the south shore in the above-listed towns no longer meet the requirements for an open status due to unacceptable water quality resulting from an extremely heavy rain event on June 7, 2006.

Therefore, under authority of Massachusetts General Laws, Chapter 130, sections 74A and 75, **effective at noon on June 7, 2006**, the below-defined areas have been placed in a "Closed" status to the taking of all Shellfish. Digging, harvesting or collecting and/or attempting to dig, harvest or collect shellfish and the possession of shellfish from the below-defined areas is prohibited.

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

STATUS: CLOSED TO THE TAKING OF ALL SHELLFISH AS DEFINED BELOW

"The waters, flats and all tributaries in shellfish growing areas **SC**:1-4, 9, 10-16, 19-28, 30, 31, 33-35, 36, 38-41, 43-46, 48-64, **OC**: 2-6, **CCB**: 2, 4, 5, 7, 10-16, 18, 19, 21, 22, 24, 25, 27-29, 31-34, 36, 37, 40-47."

The above-described areas shall remain closed until notification has been received from the Division that the areas have been placed into an open status.

Sincerely,

Paul J. Diodati
Director

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