



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



July 1, 2005

Boards of Selectmen of: Duxbury, Plymouth, Kingston, Bourne, Wareham, Wellfleet and Chatham

Ladies & Gentlemen:

The Division of Marine Fisheries has determined that shellfish, except for surf clams (*Spisula solidissima*), Ocean Quahogs (*Arctica islandica*), and carnivorous snails, from the below-defined areas **no longer contain biotoxins (PSP)** from the phytoplankton Alexandrium (spp) in excess of established standards.

Therefore, 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 PSP closures of May 20, 2005 in Duxbury, May 26, 2005 in Bourne, Barnstable, Yarmouth, Dennis and Wellfleet and June 3, 2005 in Chatham. Those areas classified as APPROVED and in the "open" status to shellfish harvesting are now open to the harvest of shellfish, **except surf clams, ocean quahogs and carnivorous snails**, 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 SHELLFISHING

Duxbury/Plymouth/Kingston

CCB: 42 - 47

"The waters, flats and all tributaries west of a line drawn from Long Point to the westernmost point of Saquish Head in the Town of Plymouth

Northern Buzzards Bay, Cape Cod Canal Western Approaches

BB:38 – 44, 46 – 48

"The waters, flats and all tributaries northeast of a line drawn from the southern tip of Stony Point Dike in the Town of Wareham to the westernmost point of Wings Neck in the Town of Bourne; and, southwest of a line drawn from the southeast tip of the Massachusetts Maritime Academy pier to the Cape Cod Canal aid to navigation light # 18 at the end of Jefferson Road in the Bourne."

Wellfleet Harbor

CCB: 11 – 14

"The waters, flats and all tributaries north of a line drawn from Jeremy Point in the Town of Wellfleet to the Eastham/Wellfleet Town Marker."

CHATHAM SOUTH COAST

SC:42

"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."

MONOMOY ISLAND

SC:47

“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

SC:48

“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

SC:49

“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

SC:50

“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

SC:51

“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.”

Chatham Harbor, South

SC:52S

“The waters flats and all tributaries of that portion of Chatham Harbor in the Town of Chatham, easterly of a line drawn from the south end of Morris Island to the north tip of Monomoy Island; north of a line drawn from the north tip of Monomoy Island to the southern end of South Beach; and, south of a line drawn along the south side of the South Beach Bar extending from the Chatham Lighthouse to the New Inlet.”

Sincerely,



Paul J. Diodati
Director

cc: J. Hanlon, K. Dolan, R. Chausse, DELE
D. McKiernan, M. Hickey, DMF
WPC, DEP
FDA
DPH
Constables of: Duxbury, Plymouth, Kingston, Bourne, Wareham, Wellfleet and Chatham