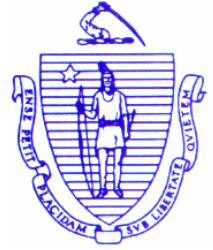




Paul J. Diodati
Director

Commonwealth of Massachusetts
Division of Marine Fisheries
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July 19, 2006

Mayors of Amesbury, Gloucester, and Newburyport, and the Selectboards of Essex, Ipswich, Newbury, Rockport, Rowley and Salisbury

Ladies & Gentlemen:

The Division of Marine Fisheries has determined that **Mussels (*Mytilus edulis*)**, from the below-defined areas **no longer contain biotoxins (Paralytic Shellfish Poison-(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 sections 7.01 (7), 7.02 and 10.00 **at sunrise on July 20, 2006**, the PSP closures of May 16, 2006 will be amended as follows in the below defined areas. Those shellfish areas classified as APPROVED and in the “open” status to shellfish harvesting are now open to the harvest of **Mussels (*Mytilus edulis*)** 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 and in the “open” status are open subject to the classification conditions. **Rainfall or bacterial closures may still exist in areas affected by the lifting of the PSP closure.**

Status: Open to Mussel (*Mytilus edulis*) Harvesting

“The waters, flats and all tributaries of those areas from the Massachusetts-New Hampshire border to the Gloucester-Manchester by the Sea line (N1-N14).”

The Division of Marine Fisheries has determined that **Soft-Shell Clams (*Mya arenaria*)** from the below-defined area **no longer contain biotoxins (Paralytic Shellfish Poison-(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 sections 7.01 (7), 7.02 and 10.00 **at sunrise on July 20, 2006**, the PSP closures of May 16, 2006 will be amended as follows in the below defined areas. Those shellfish areas classified as APPROVED and in the “open” status to shellfish harvesting are now open to the harvest of **Soft-Shell Clams (*Mya arenaria*)** 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 and in the “open” status are open subject to the classification conditions. **Rainfall or bacterial closures may still exist in areas affected by the lifting of the PSP closure.**

Status: Open to Soft-Shell Clams (*Mya arenaria*) Harvesting

**“The waters, flats and all tributaries of those areas in the
City of Gloucester and Town of Rockport (N8-N14).”**

Sincerely,

Paul J. Diodati
Director

cc: J. Hanlon, K. Dolan, J. Tulik, DELE
D. McKiernan, M. Hickey, J. Kennedy, DMF
WPC, DEP

FDA

DPH

Shellfish Constables of Essex, Gloucester, Ipswich, Newbury, Newburyport, Rockport, Rowley and
Salisbury