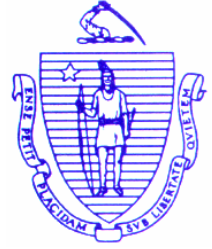




Paul J. Diodati
Director

Commonwealth of Massachusetts
Division of Marine Fisheries
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(617) 626.1520
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July 26, 2005

Provincetown Board of Selectmen
Provincetown Town Hall
260 Commercial St.
Provincetown, MA 02657

Ladies & Gentlemen:

The Division of Marine Fisheries has determined that shellfish, **except for Surf clams (*Spisula solidissima*), Ocean quahogs (*Arctica islandica*) whole Sea scallops (*Placopecten magellanica*) in the shell or roe-on, and carnivorous snails, channeled and knobbed whelks, and moon snails (*Lunatia heros*) and (*Polinices duplicatus*)**, 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) **at sunrise on Wednesday, July 27, 2005**, the PSP closure of May 26, 2005 will be amended as follows in the below-defined areas. Those areas classified as APPROVED and in the "open" status to shellfish harvesting prior to the PSP closure are now open to the harvest of shellfish, **except Surf clams, Ocean quahogs, whole Sea scallops and with roe-on, 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

"The waters, flats and all tributaries of those areas (CCB:4 and CCB:5) in the Towns of Provincetown and Truro north of a line drawn from the tip of Long Point in the Town of Provincetown to the Pond Road Town Landing in the Town of Truro."

Sincerely,

Paul J. Diodati
Director

cc: J. Hanlon, K. Dolan, R. Chausse DELE
D. McKiernan, M. Hickey, DMF
WPC, DEP
FDA
DPH
Provincetown/Truro Shellfish Constable: Tony Jackett