



The Commonwealth of Massachusetts

Division of Marine Fisheries

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Lt. Governor

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Secretary

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Commissioner

DANIEL J. MCKIERNAN
Director

September 9, 2021

The Honorable Coastal Mayors and Select Boards of the Commonwealth of Massachusetts for the following municipalities: Eastham and Orleans.

Ladies and Gentlemen,

In accordance with Chapter 130, section 74A of the Massachusetts General Laws, the Division of Marine Fisheries has determined that shellfish areas in the above listed towns/cities (shellfish growing areas OC 2-6) closed at 8 am on September 2, 2021, due to the remnants of Hurricane “Ida”, will meet the National Shellfish Sanitation Program guidelines for an “OPEN” status.

Therefore, under authority of MGL, Chapter 130, Sections 74A and 322 CMR 7.01 (7) the below-defined areas will revert to their former status prior to the closure of 8 am on September 2, 2021, **effective at sunrise on Thursday September 9, 2021.**

Those areas previously classified as “APPROVED” and in the “OPEN” status prior to the 8 am on September 2, 2021, shellfish closure will revert to their previous status at sunrise on September 9, 2021, and open to the harvest of shellfish for direct human consumption subject to local rules and regulations under authority of MGL Chapter 130, section 52.

Similarly, those areas previously classified as “CONDITIONALLY APPROVED” and in the “OPEN” status prior to the 8 am on September 2, 2021 shellfish closure will revert to their previous status at sunrise on September 9, 2021 subject to the previous status conditions. All conditions, management plans and MOU’s remain in effect. Areas classified as “PROHIBITED” shall remain closed to the harvest of shellfish for direct human consumption.

STATUS: OPEN TO THE TAKING OF SHELLFISH

“The waters, flats and all tributaries of Massachusetts within the following shellfish growing areas OC 2-6.”

All previous bacterial closures remain in effect.

Sincerely,

A handwritten signature in black ink that reads "Daniel J. McKiernan". The signature is written in a cursive style with a horizontal line extending from the end of the name.

Daniel J. McKiernan
Director

cc: P. Moran, K. Clayton, OLE
D. McKiernan, J. Kennedy, DMF
R. Amidon, DFG
J. Hobill, DEP
FDA
DPH
Shellfish Constables of the areas listed above