



The Commonwealth of Massachusetts

Division of Marine Fisheries

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Commissioner

DANIEL J. MCKIERNAN
Director

December 22, 2023

Town of Yarmouth Selectboard
Town Hall
1146 Route 6A
South Yarmouth, MA. 02664

Town of Barnstable Selectboard
Town Offices
367 Main Street
Hyannis, MA 02601

Ladies and Gentlemen:

In accordance with Chapter 130, section 74A of the Massachusetts General Laws, the Division of Marine Fisheries has determined that the below defined shellfish areas in the Towns of Barnstable and Yarmouth (Lewis Bay SC28), closed at 9:30 AM on December 19, 2023 due to high wind and storm surge, now meet the National Shellfish Sanitation Program guidelines for an "Open to Shellfishing" 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 on December 19, 2023, effective sunrise on Friday December 22, 2023.

Those areas previously classified as "APPROVED" and "CONDITIONALLY APPROVED" and in the "Open to Shellfishing" status prior to the December 19, 2023 shellfish closure will revert to their previous status at sunrise on Friday December 22, 2023 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 ALL SHELLFISH

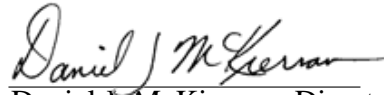
SC28

Lewis Bay

The waters, flats and all tributaries of Lewis Bay in the Towns of Barnstable and Yarmouth, northeasterly of a line drawn from the southern end of Dunbar Point in the Town of Barnstable to the northern tip of Smith Point in the Town of Yarmouth."

All previous bacterial closures remain in effect.

Sincerely,

A handwritten signature in black ink, reading "Daniel J. McKiernan". The signature is fluid and cursive, with a horizontal line drawn underneath the name.

Daniel J. McKiernan, Director
MA Division of Marine Fisheries

Cc: P. Moran, C. Baker, MEP
R. Glenn, C. Petitpas, DMF
J. Hobill, DEP
FDA, DPH
C. Healy, Yarmouth Shellfish Constable
A. Croteau, Barnstable Shellfish Constable