



# The Commonwealth of Massachusetts

## Division of Marine Fisheries

(617) 626-1520 | [www.mass.gov/marinefisheries](http://www.mass.gov/marinefisheries)



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DANIEL J. MCKIERNAN  
Director

April 14, 2025

Town of Bourne Selectboard  
Town Hall  
Bourne, MA 02532

Ladies & Gentlemen:

In accordance with Massachusetts General Laws Chapter 130, Section 74A, the Division of Marine Fisheries has determined that the below defined "CONDITIONALLY APPROVED" shellfish growing areas in Back River and Eel Pond (BB47.1 and BB47.2) no longer meet the established criteria for the harvest of shellfish due to seasonal water quality changes. The status of the areas will be changed to **"Closed to Shellfishing" as of sunrise on April 15, 2025.**

Therefore, under the authority of Massachusetts General Laws, Chapter 130, Section 74A, the status of the below defined areas will be changed to "Closed to Shellfishing". Digging, harvesting or collecting and/or attempting to dig, harvest or collect shellfish and the possession of shellfish from the below defined areas are prohibited.

### CLASSIFICATION: CONDITIONALLY APPROVED

#### **SEASONAL STATUS CHANGE**

**Closed To Shellfishing**

**April 15 - October 31**

**All Dates Inclusive**

#### **BB47.1**

##### **Lower Back River**

"The waters, flats and all tributaries of that portion of Back River, in the Town of Bourne, located west of the railroad trestle and northerly of a line drawn from Rocky Point (41.72468, -70.62120) to the foot of Maryland Avenue on Phinney's Point (41.72413, -70.61823)."

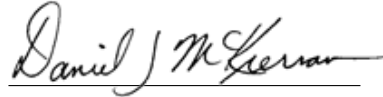
#### **BB47.2**

##### **Upper Back River and Eel Pond**

"The waters, flats and all tributaries of that portion of Back River, in the Town of Bourne located east of the Shore Road Bridge, excluding BB47.4."

The preceding "CONDITIONALLY APPROVED" areas shall remain in the closed status during the inclusive dates. The status will not automatically revert to open to shellfishing on November 1, 2025 but will remain closed until examined by the Division and notification is made that the areas have been placed in the open status.

Sincerely,

A handwritten signature in cursive script, reading "Daniel J. McKiernan". The signature is written in dark ink and is positioned above a horizontal line.

Daniel J. McKiernan, Director  
MA Division of Marine Fisheries

Cc: C. Mason, C. Baker, MEP  
R. Glenn, C. Petitpas, DMF  
J. Hobill, DEP  
FDA, DPH  
H. Lawrence, Bourne Shellfish Constable