



The Commonwealth of Massachusetts

Division of Marine Fisheries

(617) 626-1520 | www.mass.gov/marinefisheries



MAURA T. HEALEY
Governor

KIMBERLEY DRISCOLL
Lt. Governor

REBECCA L. TEPPER
Secretary

THOMAS K. O'SHEA
Commissioner

DANIEL J. MCKIERNAN
Director

July 10, 2024

Town of Eastham Selectboard
Town Hall
Eastham, MA 02642

Town of Orleans Selectboard
Town Hall
Orleans, MA 02653

Ladies & Gentlemen:

The Division of Marine Fisheries has determined that **bivalve shellfish** from areas OC2, OC3 and OC5 defined below **no longer contain biotoxins (Diarrhetic Shellfish Poisoning - (DSP))** from the phytoplankton *Dinophysis* (spp.) in excess of established standards. Areas OC6, Salt Pond in Eastham, and OC4, Town Cove in Eastham and Orleans, remain **closed** to all shellfish harvesting. All areas OC2 through OC6 remain closed to the harvesting of **all species of carnivorous snails**.

Therefore, under authority of Massachusetts General Laws, Chapter 130, sections 74A, the DSP closures for **bivalve shellfish** issued on June 28, 2024, **will be rescinded at sunrise on Wednesday, July 10, 2024**, in areas **OC2, OC3 and OC5** (areas **OC6, Salt Pond** in Eastham, and **OC4, Town Cove** in Eastham and Orleans remain closed to all shellfish harvesting). Bivalve shellfish in areas currently classified as APPROVED and placed in the "open" status may now be harvested 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 may be placed in the "open" status subject to Conditional Area Management Plan conditions. All areas OC2 through OC6 remain closed to the harvesting of **all species of carnivorous snails**.

Status: Open to Bivalve Shellfish Harvesting.

These areas remain closed to the harvesting of all carnivorous snails.

NAUSET SYSTEM OC2, OC3, OC5

OC2 NAUSET HARBOR, EASTHAM/ORLEANS

The waters, flats and all tributaries of Nauset Harbor in the Towns of Eastham and Orleans, northerly of a line drawn across the mouth of Mill Pond in the Town of Orleans; southerly of a line drawn across the Middle Channel at the Eastham/Orleans town line; southerly of a line drawn across the southern mouth of the Hemenway River in the Town of Eastham; and easterly of a line drawn across the mouth of Town Cove.

OC3 MILL POND, ORLEANS

The waters, flats and all tributaries of Mill Pond in the Town of Orleans, southerly of a line drawn across the mouth of Roberts Cove.

OC5 NAUSET MARSH, EASTHAM

The waters, flats and all tributaries of Nauset Marsh in the Town of Eastham, northerly of a line drawn across the Middle Channel at the Eastham/Orleans Town Line; westerly of a line drawn across the mouth of Nauset Harbor; northerly of a line drawn across the mouth of the Hemenway River at Fort Hill in the Town of Eastham; and easterly of a line drawn across the entrance of Salt Pond in the Town of Eastham.

**Status: Closed to Bivalve Shellfish Harvesting.
Closed to the harvesting of all carnivorous snails.**

OC4 TOWN COVE, ORLEANS/EASTHAM

The waters, flats and all tributaries of Town Cove in the Towns of Eastham and Orleans, southwesterly of a line drawn from Snow Point in the Town of Orleans to the western side of the mouth to the Hemenway River at Fort Hill in the Town of Eastham.

OC6 SALT POND, EASTHAM

The waters, flats and all tributaries of Salt Pond in the Town of Eastham, westerly of a line drawn across the mouth of Salt Pond River.

Sincerely,



Daniel J. McKiernan, Director
MA Division of Marine Fisheries

cc: P. Moran, C. Baker, MEP
C. Petitpas, R. Glenn, DMF
J. Hobill, DEP
FDA, DPH
D. Nunez, Eastham Shellfish Constable
N. Sears, Orleans Shellfish Constable