



Paul J. Diodati
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Deval Patrick
Governor
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Secretary
Mary B.
Griffin
Commissioner

August 18, 2008

Board of Selectmen
Town of Westport
Westport , MA

Ladies and Gentlemen:

In accordance with Chapter 130, section 74A of the Massachusetts General Laws, the Division of Marine Fisheries has determined that those portions of the Westport River, BB:3 and BB:4 in the Town of Westport that were closed due to very heavy rains on August 13, 2008 now meet the National Shellfish Sanitation Program guidelines for an **"OPEN"** status.

Under authority of Massachusetts General Laws, Chapter 130, Section 74A, 75 and 322 CMR 7.01 (7) the below-defined areas will revert to their former status prior to the rainfall closure of August 13, 2008. Those areas classified as APPROVED and in the "OPEN" status to shellfish harvesting are now open to the harvest of shellfish 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 THE TAKING OF ALL SHELLFISH AS DEFINED BELOW

"The waters, flats and all tributaries in the Westport River in growing areas BB:3 and BB:4 in the Town of Westport north of a line drawn across the mouth of the Westport River ."

Sincerely,

Paul J. Diodati
Director

c: J. Hanlon, R. Arduini, K. Dolan, P. Hanlon DELE
D. McKiernan, M. Hickey, D. Whittaker, DMF
WPC, DEP
FDA
DPH
Gary Sherman, Shellfish Constable