



## COMMONWEALTH of VIRGINIA

*Department of Health*  
*DIVISION OF SHELLFISH SANITATION*  
109 Governor Street, Room 614-B  
Richmond, VA 23219

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### **NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 001-088, ROSIER CREEK**

**EFFECTIVE 31 JANUARY 2012**

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 001-088, Rosier Creek," effective 20 January 2011, is cancelled effective 31 January 2012.
2. Condemned Shellfish Area Number 001-088, shown as Sections A and B, is established effective 31 January 2012. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Rosier Creek, Condemned Shellfish Area Number 001-088, 31 January 2012" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 001-088, shown as Section M1, is established effective 1 April 2012, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It shall be unlawful for any person, firm or corporation to take shellfish from this area during such period for any purpose, except by permit granted by Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundaries of this area are shown on the map titled "Rosier Creek, Condemned Shellfish Area Number 001-088, 31 January 2012" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

#### **BOUNDARIES OF CONDEMNED AREA NUMBER 001-088**

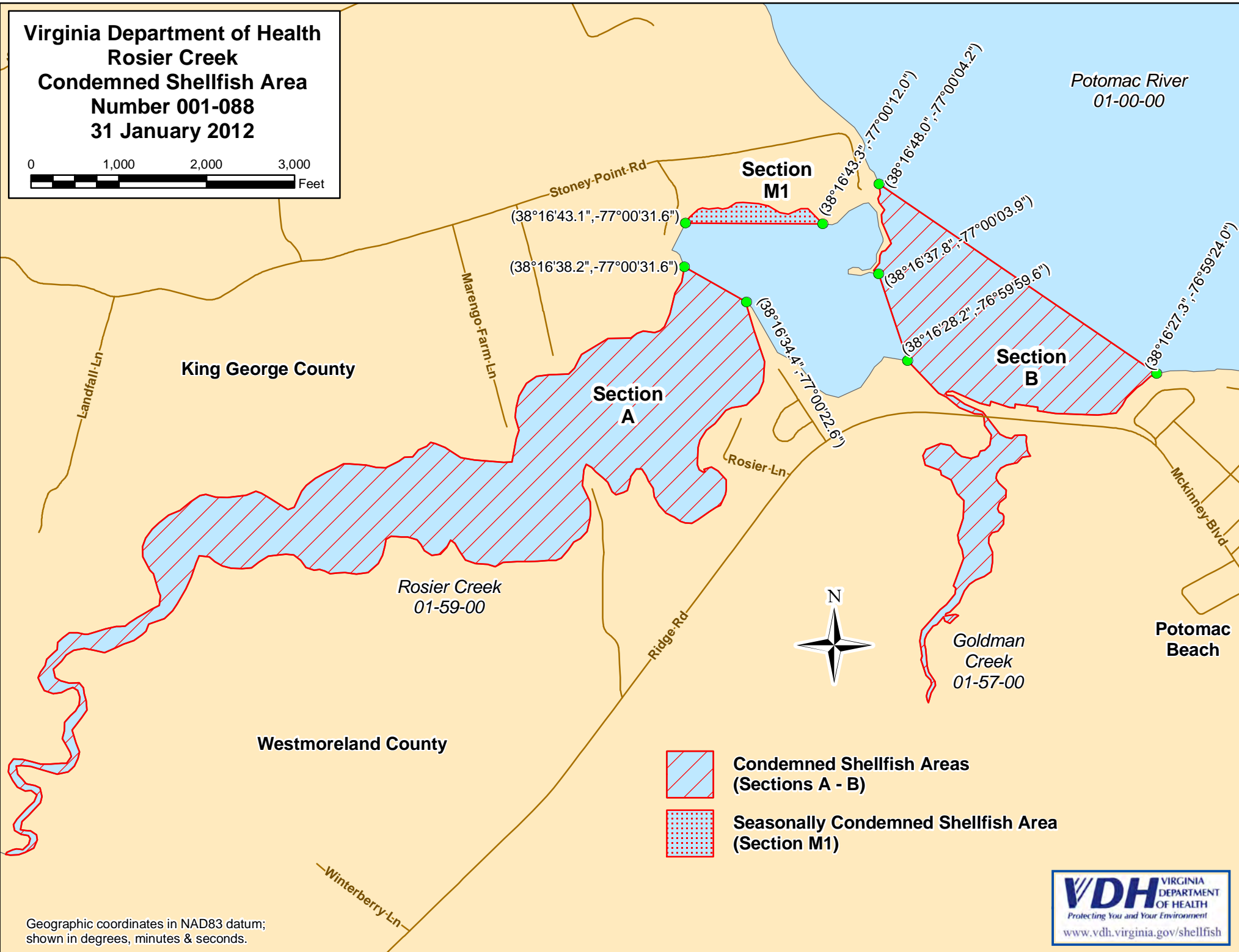
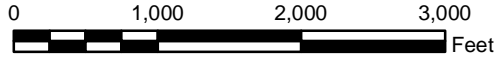
- A. The condemned area shall include that portion of Rosier Creek and its tributaries upstream of a line drawn between latitude/longitude map coordinate (38°16'38.2", -77°00'31.6") and map coordinate (38°16'34.4", -77°00'22.6").



- B. The condemned area shall include all that portion of Rosier Creek upstream of a line drawn between latitude/longitude map coordinate (38°16'48.0", -77°00'04.2") and map coordinate (38°16'27.3", -76°59'24.0"); as well as downstream of a second line drawn between map coordinate (38°16'37.8", -77°00'03.9") and map coordinate (38°16'28.2", -76°59'59.6").
- M1. The seasonally condemned area shall include that portion of Rosier Creek inland of a line drawn between latitude / longitude map coordinate (38°16'43.3", -77°00'12.0") and map coordinate (38°16'43.1", -77°00'31.6").

Recommended by:   
Director, Division of Shellfish Sanitation

Ordered by:  1/18/12 Date  
State Health Commissioner

**Virginia Department of Health  
Rosier Creek  
Condemned Shellfish Area  
Number 001-088  
31 January 2012**



-  **Condemned Shellfish Areas (Sections A - B)**
-  **Seasonally Condemned Shellfish Area (Section M1)**

Geographic coordinates in NAD83 datum; shown in degrees, minutes & seconds.