



REGISTRAR OF REGULATIONS

10 JUL 22 AM 11:38

COMMONWEALTH of VIRGINIA

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

Ph: 804-864-7487
Fax: 804-864-7481

NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 063-046, LOWER NANSEMOND RIVER

EFFECTIVE 4 AUGUST 2010

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 063-046, Lower Nansemond River," effective 23 January 2008, is cancelled effective 4 August 2010.
2. Condemned Shellfish Area Number 063-046, shown as Sections A, B and C, is established, effective 4 August 2010. 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 "Lower Nansemond River, Condemned Shellfish Area Number 063-046, 4 August 2010" which is part of this notice.
3. 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 063-046

- A. The condemned area shall include that portion of the Nansemond River and all of Bennett Creek and its tributaries upstream of a line drawn from latitude / longitude map coordinate (36°52'51.9", -76°29'32.7"), to map coordinate (36°53'00.7", -76°28'52.9"), to map coordinate (36°52'57.0", -76°28'26.7").
- B. The condemned area shall include all of Knotts Creek and West Creek and their tributaries upstream of a line drawn from latitude/longitude map coordinate (36°53'28.0", -76°27'14.7") to map coordinate (36°52'57.0", -76°28'26.7").
- C. The condemned area shall include all of Bleakhorn Creek and its tributaries upstream of a line drawn from latitude / longitude map coordinate (36°54'40.9", -76°28'52.3") to map coordinate (36°54'38.8", -76°28'52.7").

Recommended by: by Robert W. Hicks
Director, Division of Shellfish Sanitation

Ordered by: Karen Zowley 7/22/10
State Health Commissioner Date

Virginia Department of Health
Lower Nansemond River
Condemned Shellfish Area Number 063-046
4 August 2010

