



REGISTRAR OF REGULATIONS

11 JUN 16 PM 2:48

# COMMONWEALTH of VIRGINIA

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

Ph: 804-864-7487  
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## NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 079-112, CHESCONESSEX CREEK AND VICINITY

**EFFECTIVE 30 JUNE 2011**

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 079-112, Chesconessex Creek and Vicinity," effective 7 July 2010, is cancelled effective 30 June 2011.
2. Condemned Shellfish Area Number 079-112, shown as Sections A and B, is established effective 30 June 2011. 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 "Chesconessex Creek and Vicinity, Condemned Shellfish Area Number 079-112, 30 June 2011" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 079-112, shown as Section M1, is established effective 30 June 2011, 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 the 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 "Chesconessex Creek and Vicinity, Condemned Shellfish Area Number 079-112, 30 June 2011" 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.

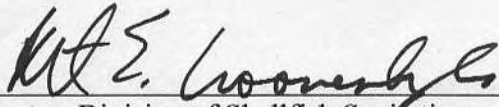
### BOUNDARIES OF CONDEMNED AREA NUMBER 079-112


- A. The condemned area shall include that portion of Chesconessex Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°44'39.0", -75°45'56.2") and map coordinate (37°44'42.0", -75°45'52.3").

**VDH** VIRGINIA  
DEPARTMENT  
OF HEALTH  
*Protecting You and Your Environment*

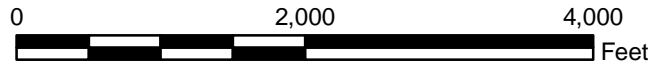
[www.vdh.virginia.gov/shellfish](http://www.vdh.virginia.gov/shellfish)



- B. The condemned area shall include all of the unnamed inlet of Pomppo Creeks, found near Factory Point, upstream of a line drawn between latitude / longitude map coordinate (37°45'47.3", -75°46'19.3") and map coordinate (37°45'48.4", -75°46'16.5").
  
- M1. The seasonally condemned area shall include that portion of Chesconessex Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°45'09.0", -75°46'26.4") and map coordinate (37°44'59.0", -75°46'27.6"); as well as downstream of a second line drawn between map coordinate (37°44'50.3", -75°46'16.3") and map coordinate (37°44'56.6", -75°46'08.4").

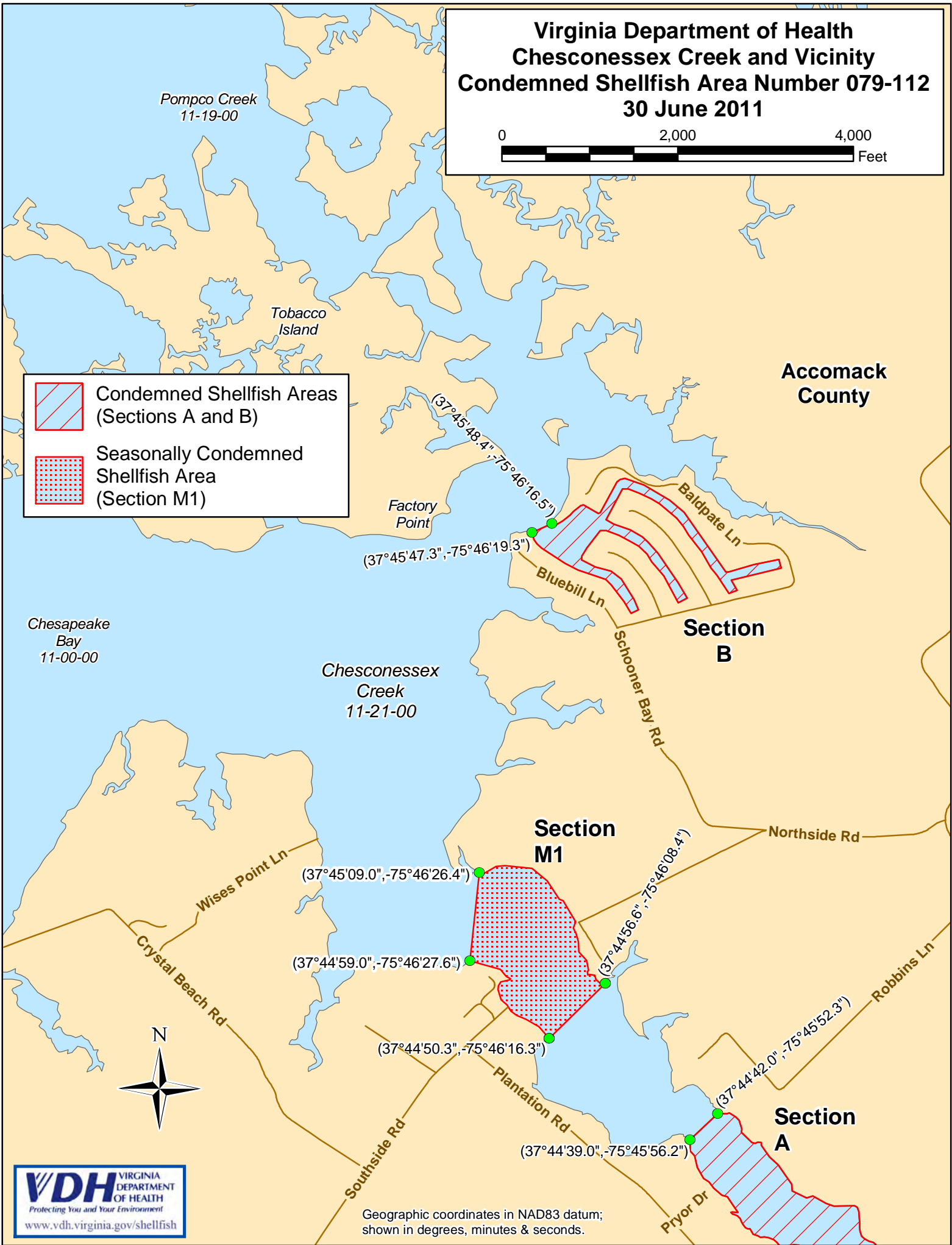
Recommended by:   
Director, Division of Shellfish Sanitation

Ordered by:  6/16/10  
State Health Commissioner Date

**Virginia Department of Health  
Chesconessex Creek and Vicinity  
Condemned Shellfish Area Number 079-112  
30 June 2011**



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



Chesapeake Bay  
11-00-00

Chesconessex Creek  
11-21-00

Accomack County

