



REGISTRAR OF REGULATIONS
10 JUL 16 AM 10:07

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 088-139, CHERRYSTONE INLET

EFFECTIVE 28 JULY 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 088-139, Cherrystone Inlet," effective 31 July 2009, is cancelled effective 28 July 2010.
2. Condemned Shellfish Area Number 088-139, shown as Section A, is established effective 28 July 2010. It shall be unlawful for any person, firm, or corporation to take shellfish from this area, 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 this area are shown on the map titled "Cherrystone Inlet, Condemned Shellfish Area Number 088-139, 28 July 2010" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 088-139, shown as Section M1, is established effective 28 July 2010, 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 "Cherrystone Inlet, Condemned Shellfish Area Number 088-139, 28 July 2010" 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 088-139

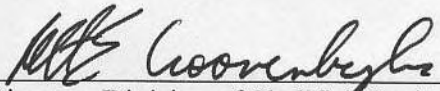
- A. The condemned area shall include that portion of Kings Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°16'49.6", -75°59'50.2") and map coordinate (37°16'45.9", -75°59'47.5").

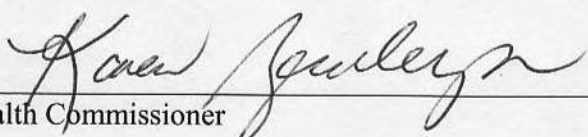


Protecting You and Your Environment

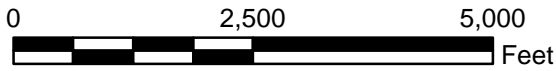
www.vdh.virginia.gov/shellfish

M1. The condemned area shall include that portion of Kings Creek upstream of a line drawn between latitude / longitude map coordinate (37°16'58.0", -76°00'38.9") and map coordinate (37°16'54.7", -76°00'38.5"); and downstream of a line drawn between map coordinate (37°16'51.0", -76°00'20.8") and map coordinate (37°16'41.6", -76°00'19.9").

Recommended by: 
Director, Division of Shellfish Sanitation

Ordered by:  5/11/10
State Health Commissioner Date

**Virginia Department of Health
Cherrystone Inlet
Condemned Shellfish Area 088-139
28 July 2010**



Chesapeake Bay
10-00-00

Remus Creek



Cherrystone Inlet
11-53-00

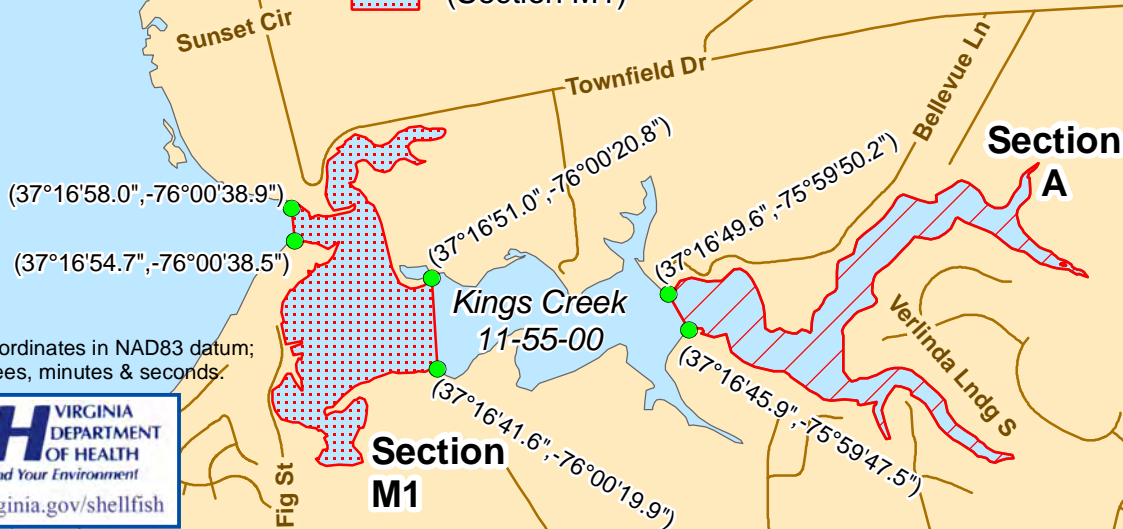
Eyreville Creek
11-53-06

Eyrehall Creek
11-53-04

Northampton County



-  Condemned Shellfish Area (Section A)
-  Seasonally Condemned Shellfish Area (Section M1)



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