



REGISTRAR OF REGULATIONS

11 APR 14 PM 1:35

# 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 097-219, FINNEY CREEK

**EFFECTIVE 26 APRIL 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 Condemnation Number 097-219, Finney Creek," effective 13 April 2010 is cancelled effective 26 April 2011.
2. Condemned Shellfish Area Number 097-219, shown as Section A, is established effective 26 April 2011. 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 "Finney Creek, Condemned Shellfish Area Number 097-219, 26 April 2011" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 097-219, shown as Section M1, is established effective 26 April 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 "Finney Creek, Condemned Shellfish Area Number 097-219, 26 April 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.

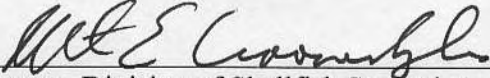
### **BOUNDARIES OF CONDEMNED AREA NUMBER 097-219**


- A. The condemned area shall include that portion of Finney Creek upstream of a line drawn from latitude / longitude map coordinate (37°37'26.0", -75°40'40.9") to map coordinate (37°37'26.9", -75°40'37.0").



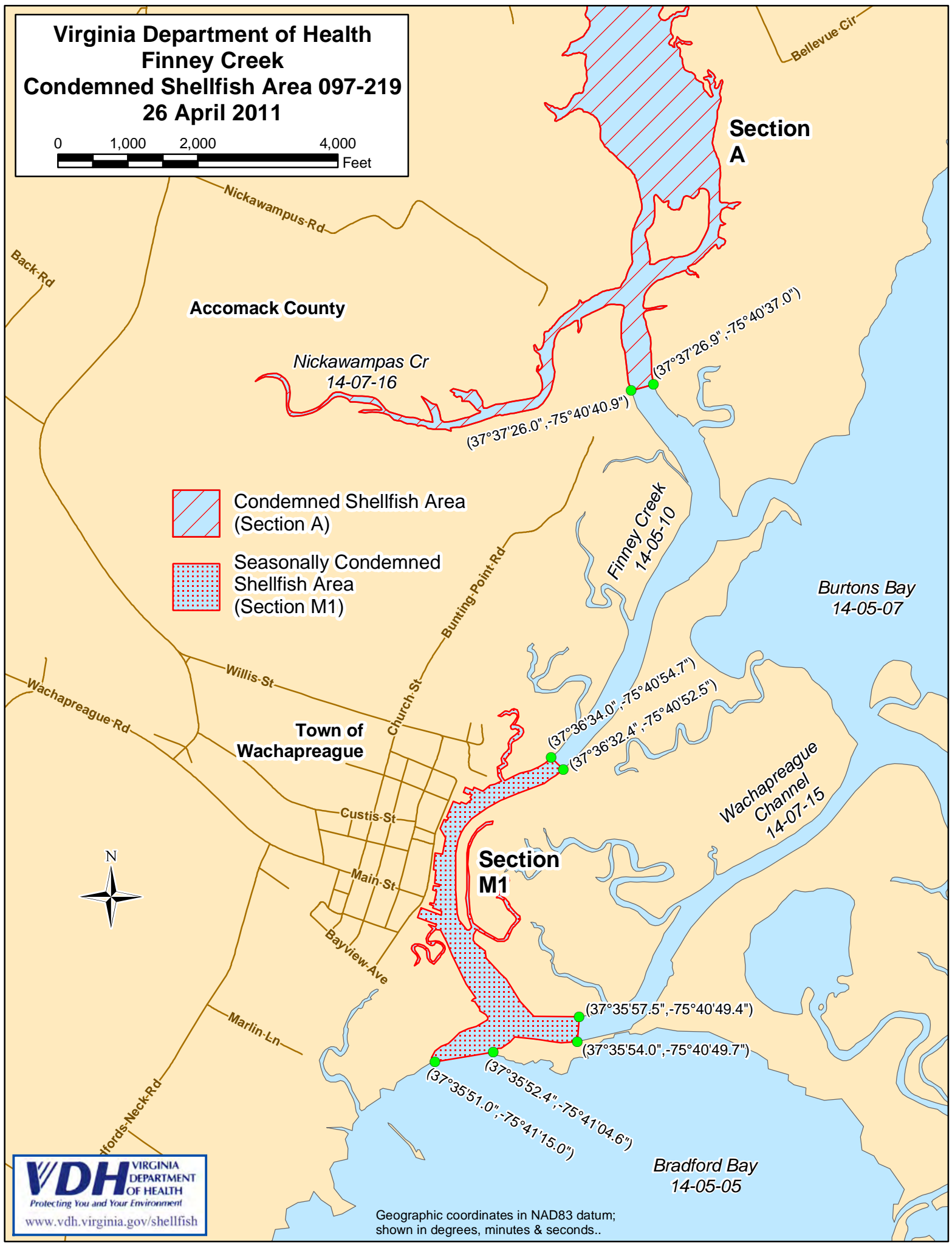
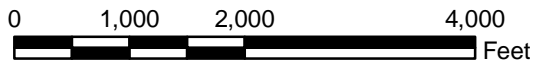
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[www.vdh.virginia.gov/shellfish](http://www.vdh.virginia.gov/shellfish)

M1. The seasonally condemned area shall include all of that portion of Finney Creek south of a line drawn from latitude / longitude map coordinate (37°36'34.0",-75°40'54.7") to map coordinate (37°36'32.4",-75°40'52.5"), and north of a line drawn from map coordinate (37°35'51.0",-75°41'15.0") to map coordinate (37°35'52.4",-75°41'04.6"), and inland of a third line drawn across the Wachapreague Channel between map coordinate (37°35'57.5",-75°40'49.4") and map coordinate (37°35'54.0",-75°40'49.7").

Recommended by:   
Director, Division of Shellfish Sanitation

Ordered by:  4/13/64  
State Health Commissioner Date

**Virginia Department of Health  
 Finney Creek  
 Condemned Shellfish Area 097-219  
 26 April 2011**



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

