



COMMONWEALTH of VIRGINIA

Department of Health
P O BOX 2448
RICHMOND, VA 23218

TTY 7-1-1 OR
1-800-828-1120

NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 037-061, STUTTS CREEK AND VICINITY

EFFECTIVE 15 MARCH 2024

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 of Establishment and Description of Shellfish Area Condemnation Number 037-061, Stutts Creek and Vicinity," effective 15 March 2023, is cancelled effective 15 March 2024.
2. Condemned Shellfish Area Number 037-061, shown as Sections A through C, is hereby established effective 15 March 2024. 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 § 28.2-810 of the Code of Virginia. The boundaries of these areas are shown on the map titled "Stutts Creek and Vicinity, Condemned Shellfish Area Number 037-061, 15 March 2024" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 037-061, shown as Sections M1, M2 and M3, is hereby established effective 15 March 2024, 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 these areas 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 these areas are shown on the map titled "Stutts Creek and Vicinity, Condemned Shellfish Area Number 037-061, 15 March 2024" which is part of this notice.
4. Seasonally Condemned Shellfish Area Number 037-061, shown as Sections S128 and S130, is hereby established effective 15 March 2024, 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 these areas 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 these areas are shown on the map titled "Stutts Creek and Vicinity, Condemned Shellfish Area Number 037-061, 15 March 2024" which is part of this notice.
5. 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 037-061

- A. The condemned area shall include that portion of Stutts Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°27'48.3",-76°18'45.1") and map coordinate (37°27'44.0",-76°18'45.6").
- B. The condemned area shall include all of the unnamed tributary of Stutts Creek upstream of a line drawn between latitude / longitude map coordinate (37°27'49.4",-76°18'18.7") and map coordinate (37°27'49.6",-76°18'15.9").
- C. The condemned area shall include that portion of Morris Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°27'29.1",-76°18'22.5") and map coordinate (37°27'25.9",-76°18'17.6").
- M1. The seasonally condemned area shall include all of Stoakes Creek inland of a line drawn between latitude / longitude map coordinate (37°27'04.0",-76°16'19.7") and map coordinate (37°26'55.2",-76°16'21.1").
- M2. The seasonally condemned area shall include that portion of Billups Creek inland of a line drawn between latitude / longitude map coordinate (37°27'11.3",-76°16'41.8") and map coordinate (37°27'03.5",-76°16'42.8").
- M3. The seasonally condemned area shall include that portion of Stutts and Morris Creeks inland of a line drawn between latitude / longitude map coordinate (37°27'36.4",-76°18'11.6"), map coordinate (37°27'38.6",-76°18'11.5"), map coordinate (37°27'41.4",-76°17'53.4"), and map coordinate (37°27'35.3",-76°17'46.8").
- S128. The seasonally condemned area shall include that portion of Stutts Creek upstream of a line drawn between latitude / longitude map coordinate (37°27'46.8",-76°18'21.7") and map coordinate (37°27'42.7",-76°18'24.5"); but excludes the area defined as Section A.
- S130. The seasonally condemned area shall include that portion of the unnamed tributary of Stutts Creek upstream of a line drawn between latitude / longitude map coordinate (37°28'29.7",-76°17'30.7") and map coordinate (37°28'29.6",-76°17'20.6").

Recommended by: 
74BC6298173F4EC
Director, Division of Shellfish Safety

Ordered by: 
342A6AFBF3EE47A...
Director, Office of Environmental Health Services

2/13/2024 | 10:52:00 AM EST
Date

**Virginia Department of Health
Stutts Creek and Vicinity
Condemned Shellfish Area
Number 037-061
15 March 2024**

