



**COMMONWEALTH of VIRGINIA
DEPARTMENT OF HEALTH
DIVISION OF SHELLFISH SANITATION**

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**NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION
NUMBER 043-096, WARE RIVER**

EFFECTIVE 6 AUGUST 2018

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 043-096, Ware River," effective 2 August 2017, is cancelled effective 6 August 2018.
2. Condemned Shellfish Area Number 043-096, shown as Sections A and B, is hereby established effective 6 August 2018. 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 "Ware River, Condemned Shellfish Area Number 043-096, 6 August 2018" which is part of this notice.
3. Seasonally Condemned Shellfish Number 043-096, shown as Section S26, is hereby established effective 6 August 2018, 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 "Ware River, Condemned Shellfish Area Number 043-096, 6 August 2018" 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 043-096

- A. The condemned area shall include that portion of the Ware River and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°23'49.7", -76°29'01.8") and map coordinate (37°23'55.7", -76°28'45.3").

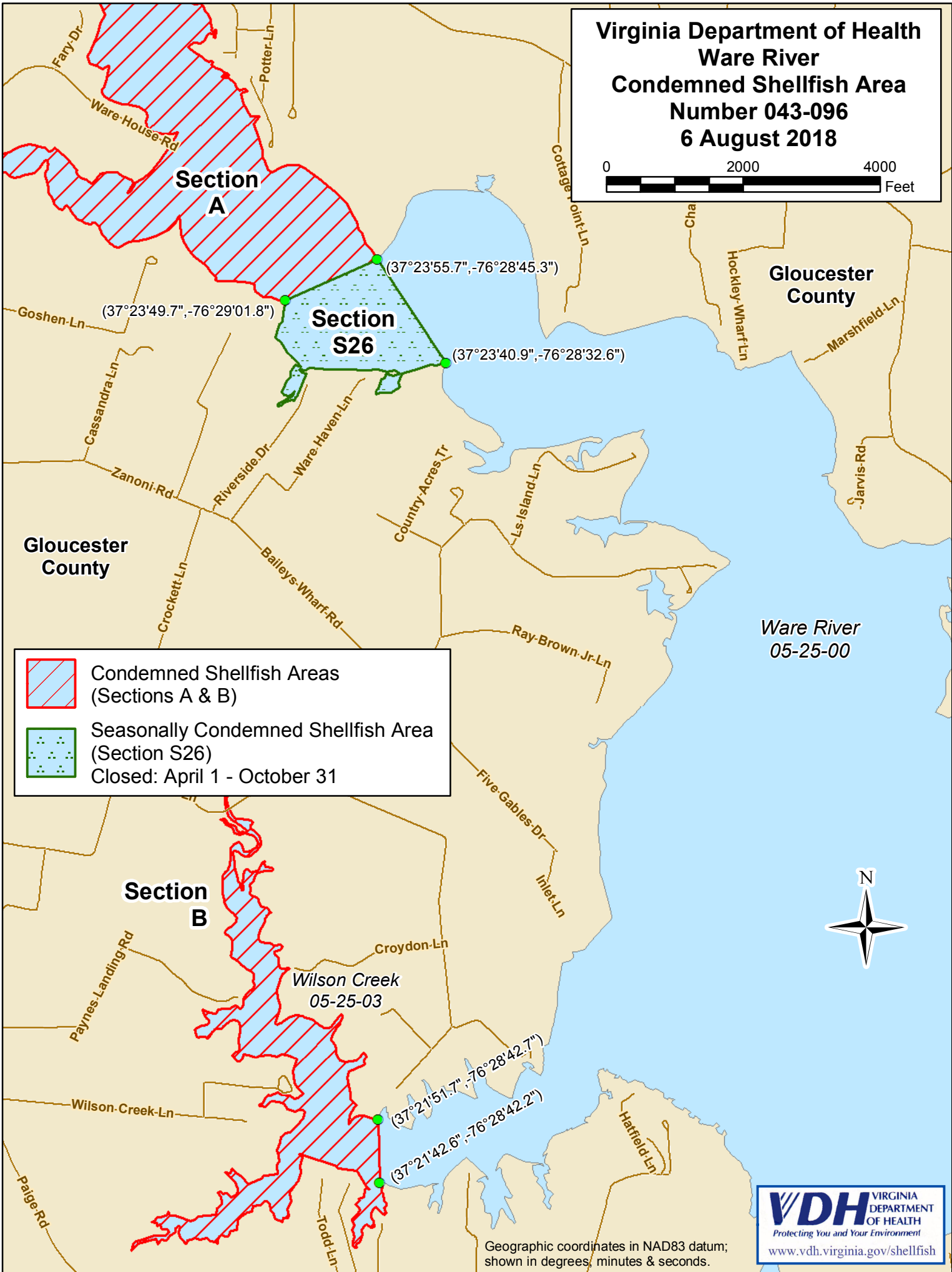
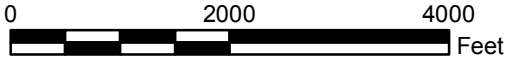
- B. The condemned area shall include that portion of Wilson Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°21'51.7", -76°28'42.7") and map coordinate (37°21'42.6", -76°28'42.2").


- S26. The seasonally condemned area shall include that portion of the Ware River and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°23'55.7", -76°28'45.3") and map coordinate (37°23'40.9", -76°28'32.6"); but excluding the area defined as Section A.


Recommended by: 
Director, Division of Shellfish Sanitation

Ordered by:  7/26/18
State Health Commissioner Date

**Virginia Department of Health
Ware River
Condemned Shellfish Area
Number 043-096
6 August 2018**



 Condemned Shellfish Areas (Sections A & B)

 Seasonally Condemned Shellfish Area (Section S26)
Closed: April 1 - October 31

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