



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 048-128, MORRIS BAY AND VICINITY

EFFECTIVE 15 AUGUST 2023

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 048-128, Morris Bay and Vicinity," effective 15 August 2022, is cancelled effective 15 August 2023.
2. Condemned Shellfish Area Number 048-128, shown as Sections A through D, is hereby established, effective 15 August 2023. 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 "Morris Bay and Vicinity, Condemned Shellfish Area Number 048-128, 15 August 2023" which is part of this notice.
3. Seasonally Condemned Shellfish Number 048-128, shown as Sections S19 and S90, is hereby established effective 15 August 2023, 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 "Morris Bay and Vicinity, Condemned Shellfish Area Number 048-128, 15 August 2023" 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 048-128

- A. The condemned area shall include that portion of Morris Bay and all of Poropotank Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°26'56.6", -76°42'18.9") and map coordinate (37°26'43.5", -76°41'55.0").
- B. The condemned area shall include that portion of Adams Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°25'46.0", -76°41'05.2") and map coordinate (37°25'45.0", -76°41'08.5").

- C. The condemned area shall include that portion of Purtan Bay and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°24'46.7", -76°39'53.1") and map coordinate (37°24'43.8", -76°39'30.3").
- D. The condemned area shall include all of Bland Creek and its tributaries inland and upstream of a line drawn between latitude / longitude map coordinate (37°24'24.5", -76°39'24.0"), map coordinate (37°24'18.9", -76°39'30.3"), and map coordinate (37°24'11.4", -76°39'25.9").
- S19. The seasonally condemned area shall include that portion of Poropotank Bay and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°26'37.6", -76°42'30.0") and map coordinate (37°26'14.2", -76°42'00.9"); but excludes the area defined as Section A.
- S90. The seasonally condemned area shall include that portion of Adams Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°25'47.4", -76°41'40.2") and map coordinate (37°25'34.4", -76°41'24.6"); but excludes the area defined as Section B.

Recommended by:

DocuSigned by:
Danielle Schools
Z18C630817D54FC
Director, Division of Shellfish Safety

Ordered by:

DocuSigned by:
Julie Henderson
342A6AFBF39D7A
Director, Office of Environmental Health Services

7/11/2023 | 2:41:41 PM EDT
Date

