



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

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State Health Commissioner*

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**NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION
NUMBER 049-004, UPPER YORK RIVER**

EFFECTIVE 28 JULY 2017

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 049-004, Upper York River,” effective 26 July 2016, is cancelled effective 28 July 2017.
2. Condemned Shellfish Area Number 049-004, shown as Sections A through F, is hereby established, effective 28 July 2017. As to Sections A through C, 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. As to Sections D through F it shall be unlawful for any person, firm or corporation to take shellfish from these areas, for any purpose. The boundaries of these areas are shown on the map titled “Upper York River, Condemned Shellfish Area Number 049-004, 28 July 2017” which is part of this notice.
3. Seasonally Condemned Shellfish Number 049-004, shown as Section S20, is hereby established effective 28 July 2017, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of August until rescinded.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 “Upper York River, Condemned Shellfish Area Number 049-004, 28 July 2017” 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 049-004

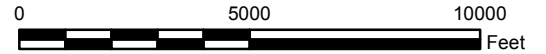
- A. The condemned area shall include that portion of the York River and its tributaries upstream of line drawn from latitude / longitude map coordinate (37°29'43.4", -76°48'10.1") to map coordinate (37°30'35.9", -76°46'16.7"); but excluding the areas defined as Sections B, D, E and F.




- B. The condemned area shall include that portion of the Mattaponi River upstream of a line drawn from latitude / longitude map coordinate (37°32'19.0",-76°47'27.5") to map coordinate (37°32'13.1",-76°47'10.2"); but excluding the area defined as Section E.
- C. The condemned area shall include that portion of the York River and all of Hockley Creek inland of a line drawn from latitude / longitude map coordinate (37°29'31.7", -76°44'49.3"), to map coordinate (37°29'24.5",-76°44'44.1"), and on to map coordinate (37°29'23.6",-76°44'27.8").
- D. The condemned area shall include that portion of the Mattaponi River upstream of a line drawn from latitude / longitude map coordinate (37°31'52.4",-76°47'34.9") to map coordinate (37°31'52.3",-76°46'59.8"); but excluding the areas defined as Sections B and E.
- E. The condemned area shall include that portion of the Mattaponi River upstream of a line drawn from latitude / longitude map coordinate (37°33'15.4",-76°46'51.4") to map coordinate (37°33'05.8",-76°46'24.6").
- F. The condemned area shall include that portion of the Pamunkey River upstream of a line drawn from latitude / longitude map coordinate (37°32'34.7",-76°49'38.8") to map coordinate (37°32'55.2",-76°49'52.4").
- S20. The seasonally condemned area shall include that portion of the York River and its tributaries upstream of line drawn from latitude / longitude map coordinate (37°29'02.5", -76°46'02.8") to map coordinate (37°29'47.5",-76°45'04.9"); but excluding the areas defined as Sections A, B, D, E and F.

Recommended by: 
Director, Division of Shellfish Sanitation

Ordered by:  7/17/17
State Health Commissioner Date

**Virginia Department of Health
Upper York River
Condemned Shellfish Area
Number 049-004
28 July 2017**



-  Condemned Shellfish Areas (Section A - C)
-  Condemned Shellfish Areas (Section D - F)
-  Seasonally Condemned Shellfish Area (Section S20)
Closed: April 1 - August 31

