



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

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State Health Commissioner*

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**NOTICE AND DESCRIPTION OF CONDEMNED SHELLFISH AREA
NUMBER 039-100, DYER CREEK**

EFFECTIVE 15 MARCH 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 Number 039-100, Dyer Creek," effective 15 February 2021 is cancelled effective 15 March 2023.
2. Seasonally Condemned Shellfish Area Number 039-100, shown as Section M1, is established effective 15 April 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 "Dyer Creek, Condemned Shellfish Area Number 039-100, 15 March 2023" which is part of this notice.
3. 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 039-100

- M1. The seasonally condemned area shall include that portion of Jacks Creek and its tributaries upstream of a line drawn between latitude/longitude map coordinate (37°20'16.4", -76°16'27.2") and map coordinate (37°20'22.0", -76°16'23.2").

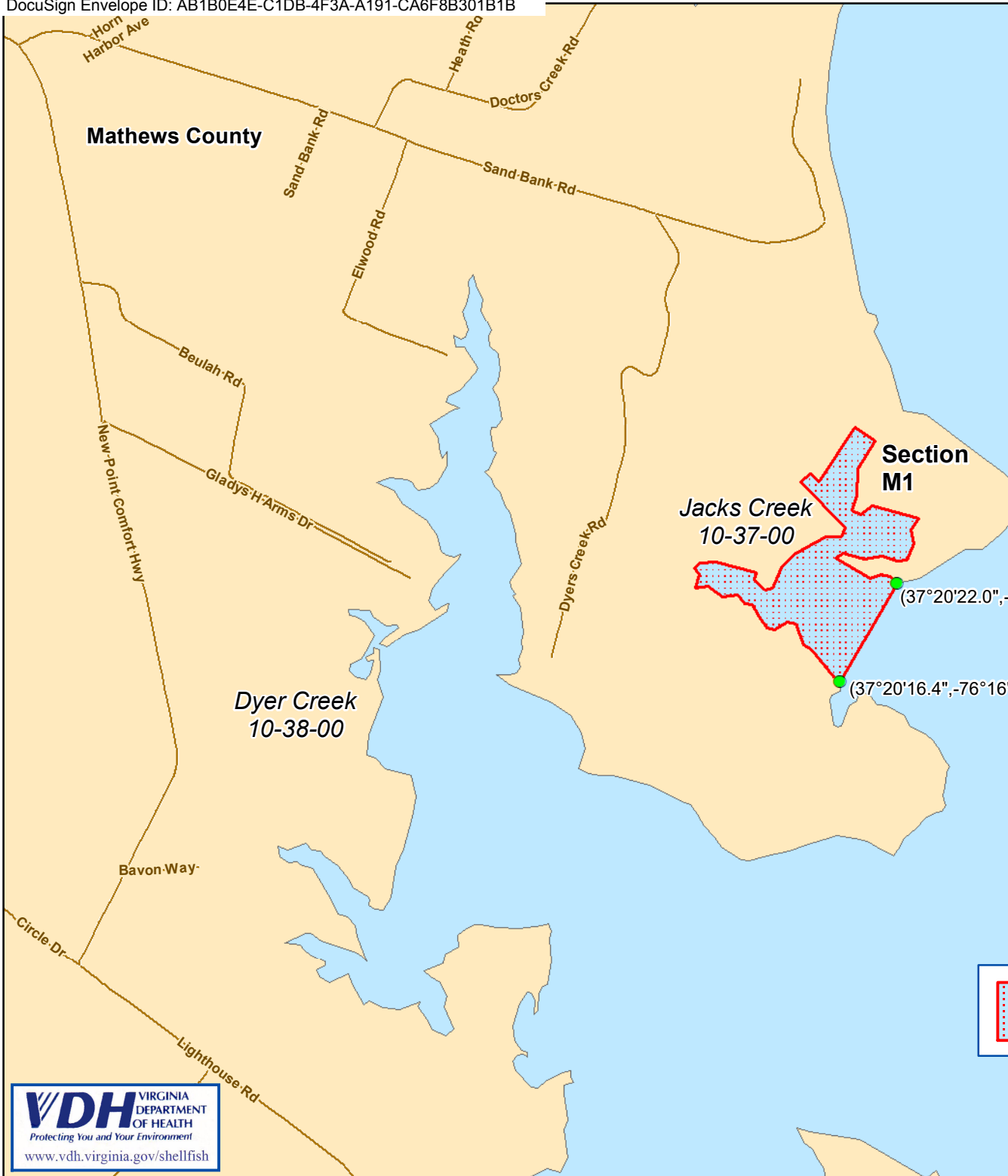
Recommended by: DocuSigned by:
Danielle Schools
 Director, Division of Shellfish Safety

Ordered by: DocuSigned by:
Julie Henderson 2/2/2023 | 1:35:53 PM EST
 Director, Office of Environmental Health Services Date

**Virginia Department of Health
Dyer Creek
Condemned Shellfish Area
Number 039-100
15 March 2023**



*Chesapeake Bay
01-00-00*



**Jacks Creek
10-37-00**

**Section
M1**

(37°20'22.0", -76°16'23.2")

(37°20'16.4", -76°16'27.2")

**Dyer Creek
10-38-00**



**Seasonally Condemned Shellfish Area
(Section M1)
Closed: April 1 - October 31**