



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 041-092, UPPER EAST RIVER**

EFFECTIVE 15 OCTOBER 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 041-092, Upper East River,” effective 15 October 2022, is cancelled effective 15 October 2023.
2. Condemned Shellfish Area Number 041-092, shown as Sections A through D is hereby established effective 15 October 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 “Upper East River, Condemned Shellfish Number 041-092, 15 October 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 041-092

- A. The condemned area shall include that portion of the East River and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°25'39.6", -76°21'57.1") and map coordinate (37°25'39.2", -76°21'45.0").
- B. The condemned area shall include that portion of the Woodas Creek and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°25'15.6", -76°21'05.7") and map coordinate (37°25'16.7", -76°20'59.0").
- C. The condemned area shall include all of the unnamed tributary of the East River upstream of a line drawn between latitude / longitude map coordinate (37°25'29.3", -76°21'55.5") and map coordinate (37°25'24.5", -76°21'52.7").

D. The seasonally condemned area shall include all of the unnamed tributary of the East River upstream of a line drawn between latitude / longitude map coordinate (37°25'22.8", -76°21'50.3") and map coordinate (37°25'16.1", -76°21'41.2").

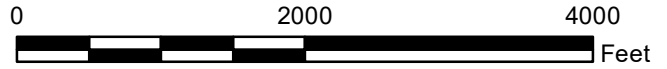
Recommended by: DocuSigned by:
Danielle Schools


Director, Division of Shellfish Safety

Ordered by: DocuSigned by:
Julie Henderson 8/23/2023 | 5:57:07 PM EDT

Director, Office of Environmental Health Services Date

Virginia Department of Health Upper East River Condemned Shellfish Area Number 041-092 15 October 2023



 Condemned Shellfish Areas
(Sections A - D)

Mathews County

Section A

Mathews County

Section B

Woodas Creek
05-10-10

Section C

(37°25'39.6", -76°21'57.1")

(37°25'39.2", -76°21'45.0")

(37°25'29.3", -76°21'55.5")

(37°25'24.5", -76°21'52.7")

(37°25'22.8", -76°21'50.3")

(37°25'15.6", -76°21'05.7")

(37°25'16.1", -76°21'41.2")

(37°25'16.7", -76°20'59.0")

Section D

East River
05-10-00



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