



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 SHELLFISH AREA CONDEMNATION
NUMBER 041-212, LOWER EAST RIVER

EFFECTIVE 15 OCTOBER 2022

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 041-212, Lower East River," effective 15 October 2021, is cancelled effective 15 October 2022.
2. Shellfish Condemnation Area Number 041-212, shown as Section A and B, is hereby established effective 15 October 2022. 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 "Lower East River, Condemned Shellfish Area Number 041-212, 15 October 2022" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 041-212, shown as Section M1, is hereby established effective 15 October 2022, 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 "Lower East River, Condemned Shellfish Area Number 041-212, 15 October 2022" 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 041-212

- A. The condemned area shall include that portion of Weston Creek and its tributaries upstream of a line drawn between latitude/longitude map coordinate (37°23'38.7", -76°19'49.8") and map coordinate (37°23'34.2", -76°19'47.4").

- B. The condemned area shall include that portion of Miles Creek upstream of a line drawn between latitude/longitude map coordinate (37°24'14.8",-76°21'13.3") and map coordinate (37°24'12.1",-76°21'16.4").

- M1. The seasonally condemned area shall include all of the unnamed tributary north of Whites Creek upstream of a line drawn between latitude/longitude map coordinate (37°22'46.7",-76°20'41.8") and map coordinate (37°22'40.0",-76°20'43.6").

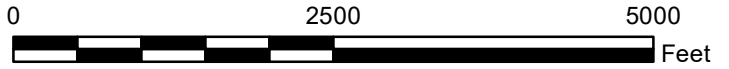
Recommended by: DocuSigned by:
Danielle Schools
74BC6298173E4EC...

Director, Division of Shellfish Safety

Ordered by: DocuSigned by:
Julie Henderson 9/22/2022 | 6:51:43 AM EDT
342A64FBF3E97A

Director, Office of Environmental Health Services Date

Virginia Department of Health Lower East River Condemned Shellfish Area Number 041-212 15 October 2022



Section B

Miles Cr
05-10-07

(37°24'14.8", -76°21'13.3")

(37°24'12.1", -76°21'16.4")

Williams Wharf

Mathews County

Section A

Weston Cr
05-10-06

(37°23'38.7", -76°19'49.8")

(37°23'34.2", -76°19'47.4")

Mathews County

Raines Cr
05-10-05

Thomas Cr
05-10-03

Tabbs Cr
05-10-04


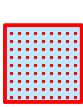
East River
05-10-00

Section M1

(37°22'46.7", -76°20'41.8")

(37°22'40.0", -76°20'43.6")

Whites Cr
05-10-01

-  Condemned Shellfish Areas (Sections A & B)
-  Seasonally Condemned Shellfish Area (Section M1)
Closed: April 1 - October 31

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

