



REGISTRAR OF REGULATIONS

09 MAY 11 PM 3: 04

COMMONWEALTH of VIRGINIA

Department of Health DIVISION OF SHELLFISH SANITATION

109 Governor Street, Room 614-B
Richmond, VA 23219

Ph: 804-864-7487
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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 058-034, WARWICK AND JAMES RIVERS

EFFECTIVE 18 MAY 2009

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*:

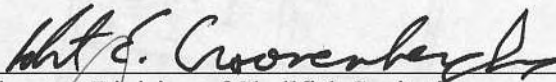
1. The "Notice and Description of Shellfish Area Condemnation Number 058-034, Warwick and James Rivers", effective 31 March 2006, is cancelled effective 18 May 2009.
2. Condemned Shellfish Area Number 058-034, shown as Sections A and B, is established effective 18 May 2009. As to Section A, it shall be unlawful for any person, firm, or corporation to take shellfish from this area for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. As to Section B, it shall be unlawful for any person, firm, or corporation to take shellfish from this area for any purpose. The boundaries of these areas are shown on the map titled "Warwick and James Rivers, Condemned Shellfish Area Number 058-034, 18 May 2009" 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 058-034

- A. The condemned area shall include all of the Warwick River and that portion of the James River inland of a line drawn from latitude / longitude map coordinate (37°04'38.7", -76°33'39.1") at Fort Eustis and continuing southwesterly to map coordinate (37°04'31.2", -76°33'44.0"), then southeasterly first to navigational aid F1"2" located at map coordinate (37°03'36.1", -76°32'05.8"), and then on to map coordinate (37°02'49.7", -76°30'47.7"), map coordinate (37°02'31.5", -76°30'03.1"), map coordinate (37°01'37.6", -76°28'18.0"), map coordinate (37°00'59.2", -76°27'46.7"), map coordinate (37°00'27.6", -76°27'45.9"), and ending at map coordinate (37°00'46.9", -76°27'22.2") found at the intersection of the US Rt. 17 James River Bridge and the Newport News shoreline. The area defined above shall exclude those waters defined in Section B.

- B. The condemned area shall include all of that portion of the Warwick River inside of boundary line defined by latitude / longitude map coordinate (37°04'13.3",-76°32'35.6"), map coordinate (37°04'51.6",-76°32'33.4"), map coordinate (37°04'48.8",-76°31'45.4"), and navigational aid R"4" located at map coordinate (37°04'00.8",-76°32'09.3").

Recommended by:



Director, Division of Shellfish Sanitation

Ordered by:

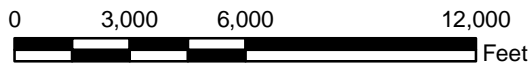


State Health Commissioner

5/11/09

Date

Virginia Department of Health
 Warwick and James Rivers
 Condemned Shellfish Area Number 058-034
 18 May 2009



Fort Eustis
 Military
 Reservation

**Section
 A**

Warwick
 River
 07-12-00

Deep Creek
 07-10-00

City of
 Newport News

York
 County

**Section
 B**

R "4"

(37°04'00.8", -76°32'09.3")

FI "2"


(37°02'49.7", -76°30'47.7")


James River
 07-00-00

(37°02'31.5", -76°30'03.1")

City of Hampton

Government
 Ditch

 Condemned Shellfish Area
 (Section A)

 Condemned Shellfish Area
 (Section B)

(37°01'37.6", -76°28'18.0")

(37°00'59.2", -76°27'46.7")

(37°00'27.6", -76°27'45.9")

Condemned
 Shellfish
 Area # 056-007
 Section A