



**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
EMERGENCY CONDEMNATION
NUMBER 070-025C, LYNNHAVEN RIVER**

EFFECTIVE JANUARY 14, 2023 THROUGH FEBRUARY 3, 2023

1. Pursuant to § 28.2-809, § 32.1-13, § 32.1-20 and § 2.2-4002 B.16, and § 2.2-4028 of the Code of Virginia, an emergency closure on the Lynnhaven River is hereby established, effective 14 January 2023. 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 § 28.2-810 of the Code of Virginia. The boundaries of this area are shown on the map titled “Lynnhaven River, Emergency Condemned Shellfish Area Number 070-025C, 14 January 2023” which is a part of this notice.
2. Because the area described below has been subjected to a sewage spill likely containing pathogenic bacteria and viruses, and because the area is not a safe area from which to take shellfish for direct marketing, and because shellfish exist in this area, an emergency exists and the immediate promulgation of this regulation is needed to protect the public health.
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 emergency condemnation. The area will be reopened once it has been shown to meet the guidelines for an approved shellfish harvesting area.

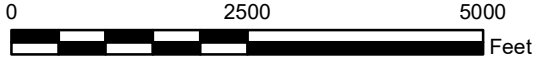
BOUNDARIES OF EMERGENCY CLOSURE NUMBER 070-025C



- A. The condemned area shall include that portion of the Lynnhaven River and its tributaries located upstream of a line extending from latitude/longitude map coordinate (36°54'27.6", -76°05'36.7") and map coordinate (36°54'26.7", -76°05'25.7"); but excludes any areas otherwise classified as condemned by separate order.

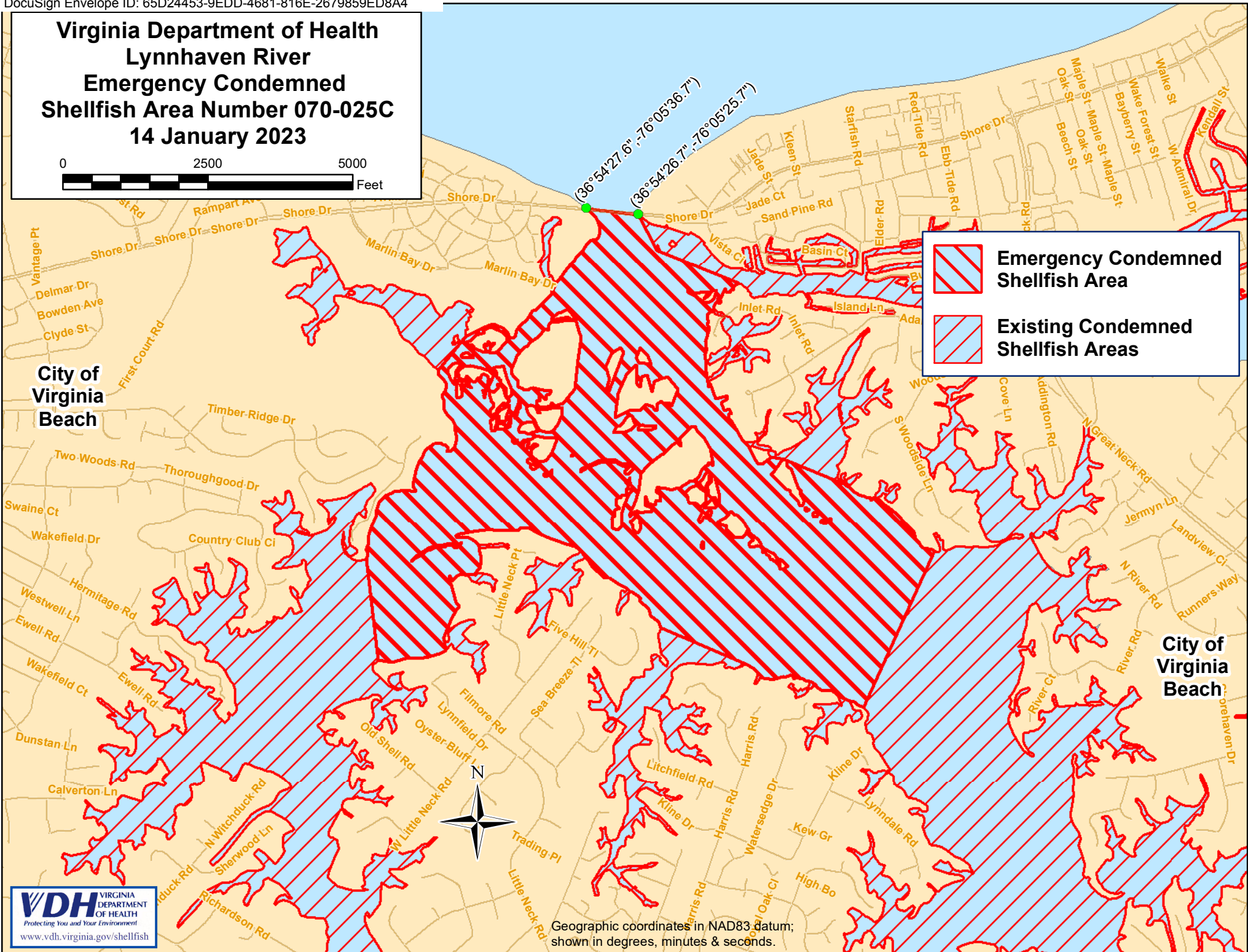
Recommended by: DocuSigned by:
Danielle Schools
74BC6298173F4EC
 Director, Division of Shellfish Safety

Ordered by: DocuSigned by:
Colin M. Greene 1/13/2023 | 3:25:07 PM EST
80186F196D924R0 State Health Commissioner Date

Virginia Department of Health Lynnhaven River Emergency Condemned Shellfish Area Number 070-025C 14 January 2023



-  **Emergency Condemned Shellfish Area**
-  **Existing Condemned Shellfish Areas**



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