



REGISTRAR OF REGULATIONS

05 NOV 16 PM 12:49

COMMONWEALTH of VIRGINIA

Department of Health
DIVISION OF SHELLFISH SANITATION
109 Governor Street, Room 614-B
Richmond, VA 23219

Ph: 804-864-7487
Fax: 804-864-7481

NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 089-011, CAPE CHARLES AND VICINITY

EFFECTIVE 2 DECEMBER 2005


Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §9-6.14:4.1 B16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 11, Chesapeake Bay, Opposite Cape Charles," effective 19 December 2001, is cancelled effective 2 December 2005.
2. Condemned Shellfish Area Number 089-011, shown as Sections A and B, is established, effective 2 December 2005. 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 "Cape Charles and Vicinity, Condemned Shellfish Area Number 089-011, 2 December 2005" 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 089-011


- A. The condemned area shall include all of that portion of the Chesapeake Bay and Cape Charles Harbor enclosed by a line drawn from latitude/longitude map coordinate (37°16'23.0", -76°01'18.8"), to map coordinate (37°16'23.8", -76°01'34.7"), to map coordinate (37°15'25.9", -76°02'07.1"), to map coordinate (37°15'28.2", -76°01'29.7"); but excluding the area defined as Section B.
- B. The condemned area shall include all of that portion of Cape Charles Harbor lying upstream of a line drawn from latitude/longitude map coordinate (37°15'58.4", -76°01'21.5") to map coordinate (37°15'49.0", -76°01'21.2").

Recommended by:



Director, Division of Shellfish Sanitation

Ordered by:



State Health Commissioner

11/15/2005

Date

**Virginia Department of Health
Cape Charles and Vicinity
Condemned Shellfish Area 089-011
2 December 2005**

0 600 1,200 2,400
Feet

Chesapeake Bay
10-00-00





**Section
A**

**Section
B**

Cape Charles
Harbor
11-57-00

Town of
Cape Charles

Northampton
County

-  Condemned Shellfish Area
(Section A)
-  Condemned Shellfish Area
(Section B)