



**COMMONWEALTH of VIRGINIA  
DEPARTMENT OF HEALTH  
DIVISION OF SHELLFISH SANITATION**

*109 Governor Street, 6<sup>th</sup> Floor*

*P.O. Box 2448*

*Richmond, Virginia 23218*

*M. Norman Oliver, MD, MA  
State Health Commissioner*

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

**NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION  
NUMBER 100-097, SWANS GUT CREEK AND COCKLE POINT**

**EFFECTIVE 6 DECEMBER 2018**

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 100-097, Swans Gut Creek and Cockle Point," effective 25 October 2012, is cancelled effective 6 December 2018.
2. Condemned Shellfish Area Number 100-097, shown as Sections A through D, is hereby established effective 6 December 2018. 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 "Swans Gut Creek and Cockle Point, Condemned Shellfish Area Number 100-097, 6 December 2018," which is a part of this notice.
3. Seasonally Condemned Shellfish Area Number 100-097, shown as Section M1, is hereby established effective 1 April 2019, 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in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded.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 "Swans Gut Creek and Cockle Point, Condemned Shellfish Area Number 100-097, 6 December 2018," which is a 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 100-097**

- A. The condemned area shall include that portion of Swans Gut Creek upstream of a line drawn between latitude/longitude map coordinate (37°59'11.5", -75°25'42.8") and map coordinate (37°59'12.4", -75°25'41.2").

- B. The condemned area shall include all of westernmost of the unnamed Captains Cove neighborhood canals inland of a line drawn between latitude/longitude map coordinate (37°59'07.2", -75°25'29.0") and map coordinate (37°59'07.7", -75°25'27.9").
- C. The condemned area shall include that portion of the unnamed Captains Cove neighborhood canal inland of a line drawn between latitude/longitude map coordinate (37°59'12.3", -75°25'05.9") and map coordinate (37°59'12.0", -75°24'59.4").
- D. The condemned area shall include all of easternmost of the unnamed Captains Cove neighborhood canals inland of a line drawn between latitude/longitude map coordinate (37°59'13.3", -75°24'33.9") and map coordinate (37°59'13.1", -75°24'31.4").
- M1. The seasonally condemned area shall include that portion of the unnamed Captains Cove neighborhood canal inland of a line drawn between latitude/longitude map coordinate (37°59'07.8", -75°25'13.8") and map coordinate (37°59'10.7", -75°24'57.5"); but excluding the area defined as Section C.

Recommended by:

  
\_\_\_\_\_  
Director, Division of Shellfish Sanitation

Ordered by:

  
\_\_\_\_\_  
State Health Commissioner

  
\_\_\_\_\_  
Date

A horizontal scale bar with a black background. It has white tick marks at 0, 1000, and 2000 feet. The word "Feet" is written in white at the right end of the bar.

