



JANET T. MILLS  
GOVERNOR

STATE OF MAINE  
DEPARTMENT OF MARINE RESOURCES  
21 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0021

PATRICK C. KELIHER  
COMMISSIONER

## Shellfish Harvesting Area Classification – Notification of Changes

December 1, 2023

### **This notice is in effect until repealed or replaced.**

Under the authority of 12 M.R.S.A. § 6172; the Commissioner has made the following changes to Growing Area WR, Shipley Point (South Bristol) to Pemaquid Point (Bristol). This notice reclassifies a portion of the marina Conditionally Approved area in the lower Pemaquid River from Conditionally Approved to Approved due to an updated marina dilution calculation. This notice also expands a portion of the seasonal Conditionally Approved area in the upper Pemaquid River due to seasonal fluctuations in water quality. An interactive map that allows the user to zoom in to specific areas can be found on the ME DMR website: <https://www.maine.gov/dmr/fisheries/shellfish/shellfish-closures-and-aquaculture-leases-map>. All existing pollution and biotoxin closures remain in effect.

The boundary descriptions of the area are as follows (struck text is being removed and underlined text is being added):

Prohibited: Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops taken from the shores, flats and waters of the following Prohibited areas:

- P1. Johns River (Bristol): west of a line created by the western wall of the lobster pound seawall on Riverview Road; AND south of a line created by the intersection of the western and northern lobster pound seawalls continuing southwest to the southern tip of an unnamed island; AND east of a line beginning at the southern tip of an unnamed island at the end of the lobster pound seawall running approximately 210 yards south to a red painted post on the shore that is approximately 250 yard southwest from the seawall along Riverview Rd.
- P2. High Island (South Bristol): south and east of a line beginning at a red painted post located on the northeast end of a small point approximately 60 yards northeast of Fire Road 22 then running southeast approximately 410 yards.to the northern tip of a prominent point of land on the opposite shore.
- P3. Pemaquid River (Bristol): south and east of a line beginning at a red painted post located north of Heron Cove running northeast to a town maintained "sully stick" topside red winter buoy then continuing east to a red painted post located on the shore approximately 45 yards north of the end of Shore Road.
- P4. Pemaquid River (Bristol): north and east of a line beginning at the southwest tip of Fish Point, then running northwest to the north tip of Beaver Island, then running northwest to a red painted post located on the shore on the west side of Thurston Point (Bristol) approximately 220 yards north of the end of Tea House Lane, AND south and west of a line

running southwest from the end of the pier at the Pemaquid Co-op to the east side of the prominent pier at Contented Sole Restaurant on the opposite shore.

- P5. Johns Bay (South Bristol and Bristol): south of a line beginning at the southern tip of Johns Island (Bristol) running northwest to the northern tip of Witch Island (South Bristol) then running west to the shore on the mainland; AND north and west of a line beginning at the south tip of Johns Island then running southwest to the southeast tip of Turnip Island (South Bristol) then continuing from the southwest tip of Turnip Island running northwest to the south tip of Shipley Point (South Bristol); AND east of a line beginning at State Route 129 in Bristol Gut (South Bristol).
- P6. Pemaquid Neck (Bristol): within 500 feet of the shore, starting east of the southwest tip of Fish Point; AND west of the southernmost tip of Pemaquid Neck.

Conditionally Approved (Seasonal): Effective immediately, because of seasonal pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops (from aquaculture leases with an MOU only) from the shores, flats and waters of the following Conditionally Approved area(s) during the closed dates:

- CA1. Northern Pemaquid River (Bristol): north of a line beginning at the northwestern tip of Drebelbis Point running northwest to the eastern tip of the unnamed point on the opposite shore located southeast of Lemuels Lane ~~a red painted post located on the east end of a small point approximately 232 yards northeast of Lemuels Lane then running east to a red painted post located on the shore approximately 123 yards west of Lupine Road;~~ AND south and east of a line beginning at a red painted post located on the shore approximately 123 yards west of Lupine Road then running southeast to a red painted post on the opposite shore (closed May 1<sup>st</sup> through October 31<sup>st</sup>).
- CA2. Pemaquid River (Bristol): east of a line running southwest from the end of the pier at the Pemaquid Co-op to the east side of the prominent pier at the Contented Sole Restaurant; AND north of a line beginning at a red painted post located on the shore north of Heron Cove, then running northeast to a town maintained "sully stick" topside red winter buoy then continuing east to a red painted post located on the shore approximately 45 yards north of the end of Shore Road; AND south of a line beginning at a red painted post located on the east end of a small point approximately 232 yards northeast of Lemuels Lane then running east to a red painted post located on the shore approximately 123 yards west of Lupine Road; AND south of a line beginning at the prominent point at the end of Lockheart Lane running northeast to the prominent point south of Sea Meadow Lane ~~a red painted post located on the shore approximately 123 yards west of Lupine Road then running southeast to a red painted post on the opposite shore~~ (closed May 1<sup>st</sup> through September 30<sup>th</sup>).

Approved: All other shores, flats and waters not described in the above sections are Approved and it is lawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops (from aquaculture leases with an MOU only) when in the open status. For current status, please refer to the Biotxin and Emergency Closure Notices on the DMR website:

<https://www.maine.gov/dmr/fisheries/shellfish/closures>

A. Growing Area WR.

If you have questions, please contact Department of Marine Resources, 194 McKown Point Road, West Boothbay Harbor, Maine 04575-0008, Tel: (207) 633-9500 Email: [DMRPublicHealthDiv@maine.gov](mailto:DMRPublicHealthDiv@maine.gov). During weekends/holidays, contact on duty Marine Patrol Officers through the appropriate State Police

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barracks: from New Hampshire border to Brunswick, barracks 1-800-228-0857; from Cushing/Boothbay to Lincolnville/Belfast area, barracks 1-800-452-4664; from Belfast to Canadian border, barracks 1-800-432- 7381. This notice can be viewed on the Department's website at: <https://www.maine.gov/dmr/fisheries/shellfish/closures>. This information is also recorded on our HOTLINE (207- 624-7727 OR 1-800-232-4733).



Bryant Lewis  
Western Maine Growing Area Supervisor  
Commissioner's Designee

9:30 AM  
(Effective Time)