



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

August 3, 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This notice is in effect until repealed or replaced.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 WV, Marshall Point (Port Clyde) to Owls Head Light (Owls Head). This notice administratively corrects CA4 to have an end of the closure period on November 30th instead of November 31st. 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. North of a line beginning at the northeast tip of Birch point, then running east to the north tip of Ash Island, then running north to the eastern tip of Ash Point. AND west of a line beginning at the eastern tip of Ash Point, then running north to the southern tip of Ginn Point, then running northeast to the red nun navigational buoy '4', then continuing northeast green can navigational buoy '7', then running in a northwesterly direction to the east tip of Owls Head.
- P2. Upper Ballyhac Cove (South Thomaston and Owls Head): north and east of a line beginning at a red painted post on the north shore of Ballyhac Cove approximately 200 yards west of the mouth of the northernmost tributary, then running southeast to a red painted post located on the eastern tip of an unnamed island; AND north of a line beginning at a red painted post located on the eastern tip of an unnamed island running southeast to a red painted post on the opposite shore.
- P3. Sharkeyville Creek (South Thomaston): southwest of a line beginning at a red painted post located on the shore of an unnamed point of land approximately 209 yards northwest of the end of Red Oak Lane running northwest to a red painted post on the western most shore of Combs Island, then running northwest to a red painted post on the shore of an unnamed point of land approximately 100 yards south of the end of Alsak Farm Rd.
- P4. Nabby Cove (South Thomaston): south and west of a line beginning at the point of land beyond the end of Bassick Road, then running southeast across the mouth of the cove to the small point of land beyond the end of Middle Road.

- P5. North and west of a line beginning at the northeast tip of Otter Point, then running northeast to the south tip of Birch Point.
- P6. Cushing Point (South Thomaston): west of a line beginning at the point of land beyond the end of Pleasant Beach Road, then running south to the point of land located at the end of Maple Street.
- P7. Spruce Head Island (South Thomaston): inside of a line beginning at the end of Wharf Street, extending southwest to the north tip of Slins Island, then southeast to the south end of Burnt Island, then northeast to Red Nun "6", then northwest to Halls Point; AND east of a line across the Spruce Head Island bridge.
- P8. Baum Bay (South Thomaston and St George): north of a line beginning at a red painted post located at the small beach on the southwest side of Elwell Point, South Thomaston, then southwest to the north tip of Rackliff Island, St George, then running northwest to the southwest tip of Patten Point.
- P9. Within 300 feet of the shore beginning at a red painted post approximately 300 yards to the southwest from the western most point of land 80 yards southeast from the end of Emery Wharf Rd; AND within 300 feet of the shore beginning at a red painted post 300yards to the northeast from the western most point of land 80 yards southeast from the end of Emery Wharf Rd.
- P10. Wheeler Bay, St George: inside and north of a line drawn southeast from the south tip of Elwell Point to the north tip of Calf Island and continuing northeast to a red painted post located on the south tip of an unnamed point approximately 467 yards northeast of Calf Island.
- P11. Within 300 feet of the shore of Rackliff Island, south of the easternmost and westernmost tips of the island.
- P12. Clark Cove (St George): north of a line beginning at the northeast tip of Clark Island, running northeast to the southeastern tip of Clark Point, formed by a man-made granite wall located at the end of Marina Road. AND Long Cove (St George): east of a line beginning at a red painted post located on the shore of the northwest tip of Clark Island running north to a red painted post located on the shore of the unnamed point of land at the end of Caven Lane.
- P13. Seavey Cove (St George): west of a line beginning at a red painted post located on the shore approximately 111 yards north of the lobster wharf at the southeast end of the former Great Eastern Mussel property running southeast to a red painted post located on the shore at the north tip of States Point.
- P14. Tenants Harbor (St George): south of a line beginning at the point of land at the end of Mouse Island Road, running southeast to the southwest tip of Northern Island, then running south to the west tip of Southern Island, then south to the Hart Ledge green can #1 navigational buoy, then southwest to a red painted post located approximately 400 yards north of Mosquito Head.

- P15. Mosquito Harbor (St George): west of a line drawn southwest from a red painted post at a prominent pier located on the northeastern shore of Mosquito Harbor in an unnamed cove approximately 150 yards from Rt. 131 to the end of a pier at the end of Birch Lane.
- P16. Marshall Point (St George): north of a line beginning from the Marshall Point Lighthouse running east to the red nun #2 navigational buoy on Mosquito Ledge; AND west of a line beginning at red nun #2 navigational buoy running northwest to a red painted post located on the shore at the end of Tibbetts Road.
- P17. Metinic Island; Inside of a line drawn northeast from the southeastern tip of Metinic Green Island to the southern tip of Hog Island and continuing around the eastern side of Hog Island following the low water line; and continuing north to the green bell "1W" navigation buoy north of Metinic Island and continuing southwest to the green can "MI" navigation buoy at Metinic Island Ledge and then continuing southeast to the southern tip of Metinic Green Island.
- P18. Large Green and Little Green Islands; Inside of a line drawn southeast from the southern tip of Little Green Island to the southern tip of Large Green Island and continuing around the east side of Large Green Island following the low tide line to the northwestern tip of the island; and continuing northwest to the northern tip of Little Green Island and continuing around Little Green Island following the low tide line to the southern tip of the island.
- P19. Hewett Island: north of a line drawn across the mouth of the prominent southward facing cove.

Restricted: 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 (from aquaculture leases with an MOU only) from the shores, flats and waters of the following Restricted area without a special MDMR permit:

- R1. Upper Weskeag River (South Thomaston): north of a line beginning at a red painted post located on the shore of a prominent point of land approximately 64 yards east of the northern end of Mill Pond Lane, then running east to the opposite shore.
- R2. Middle Weskeag River (South Thomaston): northeast of a line beginning on the southern shore of an unnamed cove approximately 98 yards west of Hayden Point Road, then running northwest to the shore on the east end of the Spruce Head Road Causeway.
- R3. Upper Ballyhac Cove (South Thomaston and Owls Head): east of a line beginning at a red painted post located on the south shore of Ballyhac Cove approximately 300 yards southwest of Journeys End Lane (Owls Head), then running northeast to a red painted post on the eastern tip of an unnamed island; AND south of a line beginning at a red painted post located on the eastern shore of an unnamed island running southeast to a red painted post on the opposite shore.
- R4. Sharkeyville Creek (South Thomaston): south of a line beginning at the shore at the end of Scotts Terrace, running east to the northwest tip of Hayden Point; AND west of a line beginning at the northwest tip of Hayden Point, running southwest to the north tip of Combs Island then running south to a red painted post located on the shore of an unnamed point of land approximately 209 yards northwest of the end of Red Oak Lane; AND north and east of a line beginning at a red painted post located on the shore of an unnamed point of land approximately 209 yards northwest of the end of Red Oak Lane running northwest to a red painted post on the western most shore of Combs Island, then running northwest to a red

painted post on the shore of an unnamed point of land approximately 100 yards south of the end of Alsak Farm Rd.

- R5. Waterman Beach (South Thomaston): north and west of a line beginning at the northern tip of Halls Pt running northeast to the southern tip of Thorndike Pt.
- R6. North of a line beginning at a red painted post located on the south tip of an un-named point 1400 feet northeast of Calf Island, then running southeast to the north end of the Rackliff Island causeway. This area is classified as "Restricted" and requires a special MDMR permit.
- R7. Unnamed cove on the northwest side of Mosquito Head (St. George): northeast of a line beginning at a red painted post located on the western most point of Mosquito head running northwest to the opposite shore.
- R8. South of Mosquito Harbor, unnamed Cove (St George): northwest of a line beginning at a red painted post located on the shore approximately 100 yards southeast from the end of People Road running northeast to a red painted post on the opposite shore.

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. Upper Weskeag River (South Thomaston): south of a line beginning at a red painted post located on the shore approximately 64 yards east of the northern end of Mill Pond Lane, then running east to the opposite shore; AND north of the Spruce Head Rd (Route 73) bridge (closed May 1st through September 30th).
- CA2. Ballyhac Cove (South Thomaston/Owls Head) northeast of a line beginning at the southernmost point of land at the end of Maker Cove Rd (Owls Head) running northwest to a red painted post on the opposite shore; AND west of a line beginning at a red painted post located on the south shore of Ballyhac Cove, approximately 300 yards southwest of Journeys End Lane (Owls Head), then running northeast to a red painted post located on the eastern tip of an unnamed island; AND southwest of a line beginning at a red painted post on the north shore of Ballyhac Cove approximately 200 yards west of the mouth of the northernmost tributary running southeast to a red painted post located on the eastern tip of an unnamed island (closed May 1st through August 31st).

Conditionally Approved (Rainfall): Effective immediately, because of intermittent pollution due to rainfall, 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) when rainfall meets or exceeds 1" within a 24 hour period. For current status, please refer to the Statewide Conditional Area Closure Notice on the DMR website: <https://www.maine.gov/dmr/fisheries/shellfish/closures>

- CA3. Wheeler Bay, St. George: west of a line drawn southeast from the south tip of Elwell Point to the north tip of Calf island; AND north of a line beginning at the southern tip of Clark Point running northeast to the southern tip of Calf Island.

August 3, 2023

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:

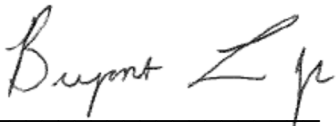
- CA4. Long Cove (St George): north of a line beginning at a red painted post located on the shore approximately 100 yards southwest of the end of Caven Road running northwest to the southern tip of a small prominent peninsula located near the end of Long Cove Road (closed June 1st through November 30th ~~34st~~).

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 WV.

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. During weekends/holidays, contact on duty Marine Patrol Officers through the appropriate State Police 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

10:00 AM
(Effective Time)