



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 4, 2023

**This notice is in effect until repealed or replaced.**

Ladies and Gentlemen:

Under the authority of 12 M.R.S.A. § 6172; the Commissioner has made the following changes to Growing Area EF, Blue Hill Bay. This notice changes the area around Flye Point (Brooklin) from Restricted to Approved due to water quality meeting approved standards. This notice also changes a portion of Herrick Bay from Restricted to Approved due to water quality meeting approved standards and a portion of Herrick Bay from Restricted to Conditionally Approved. An interactive map that allows the user to zoom in to specific areas can be found on the ME DMR website: [Shellfish Closures and Aquaculture Leases Map | Department of Marine Resources \(maine.gov\)](#). 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. McHeard Cove (Blue Hill): northwest of a line beginning at a red painted post located on the western shore at the mouth of McHeard Cove, running northeast to a red painted post on the east shore of Curtis Cove, approximately 340 yards from the center of the culvert located at the head of the cove on the Curtis Cove Road.
- P2. Blue Hill Harbor (Blue Hill): north of a line beginning at the west tip of Sculpin Point running southwest to the east tip of Parker Point; AND south of a line beginning at the south tip of the point of land at the eastern side of the bridge over Mill Stream on Route 172/176 in downtown Blue Hill, running southeast to the southwest prominence of Peters Point; AND south of a line beginning on the east tip of Peters Point running northeast to a red painted post located on the shore of a prominent point of land on the north shore of Blue Hill Harbor.
- P3. Western Blue Hill Bay (Blue Hill): west of a line beginning at the easternmost point of High Head, running northeast to the most eastern tip of Sand Point (Blue Hill).

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. Bragdon Brook (Blue Hill): west of a line beginning at a red painted post located approximately 315 yards from the center of the culvert on the Parker Point road on the southern shore of the cove into which Bragdon Brook empties, then running north to a red painted post approximately 335 yards from the center of the culvert on the Parker Point road on the northern shore of the cove into which Bragdon Brook empties.
- R2. Flye Point (Brooklin): ~~south of a line beginning at a pier located at the end of the driveway at 101 Harriman Point Road running east to USGC navigational buoy N"6"; AND northwest of a line beginning at USGC navigational buoy N"6" running southwest to a red painted post located approximately 830 yards south of the pier at 101 Harriman Point.~~
- R2. Herrick Bay (Brooklin): ~~north of a line beginning at a red painted post on an unnamed point of land approximately 360 yards south of Batchelder Point, then running east to a red painted post on the southwestern tip of land on the opposite shore.~~

Conditionally Restricted (WWTP): Effective immediately, because of proximity to a WWTP, 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 Restricted area(s) following a malfunction/CSO event at the Blue Hill Wastewater Treatment Plant. Harvest in this area during the open status is allowed only with a special MDMR permit.

- CR1. Blue Hill Harbor (Blue Hill): north of a line beginning at the eastern prominence of Peters Point then running northeast to a red painted post located on a prominent point of land on the north shore of Blue Hill Harbor.
- CR2. Blue Hill Harbor (Blue Hill): north of a line beginning at the south tip of the point of land at the eastern side of the bridge over Mill Stream on Route 172/176 in downtown Blue Hill, then running southeast to the southwest prominence of Peters Point.

Conditionally Approved (WWTP): Effective immediately, because of proximity to a WWTP, 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) following a malfunction/CSO event at the Blue Hill Wastewater Treatment Plant. For current status, please refer to the Statewide Conditional Area Closure Notice on the DMR website. [Shellfish Closures and Aquaculture Leases Map | Department of Marine Resources \(maine.gov\)](https://www.maine.gov/dmr/shellfish-closures).

- CA1. Blue Hill Harbor (Blue Hill): south of a line beginning at the west tip of Sculpin Point and running southwest to the east tip of Parker Point; AND north of a line beginning at the south tip of Woods Point, then running southwest to the northeast tip of Holden Point.

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:

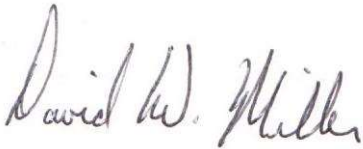
- CA2. Herrick Bay (Brooklin): north of a line beginning at a red painted post near the end of Herrick Bay Lane (Brooklin) running east to the northern tip of an unnamed point of land on the opposite shore (closed June 1<sup>st</sup> through November 30<sup>th</sup>).

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 [Maine Growing Area Closures: Shellfish Area Inventory with Legal Notices and Maps | Department of Marine Resources](#)

A. Growing Area EF.

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 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: [Maine Growing Area Closures: Shellfish Area Inventory with Legal Notices and Maps | Department of Marine Resources](#). This information is also recorded on our HOTLINE (207- 624-7727 OR 1-800-232-4733).

Sincerely,



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David W. Miller  
Eastern Maine Growing Area,  
Commissioner's Designee

3:30 PM  
(Effective Time)