

July 19, 2024



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

July 19, 2024

This notice is in effect until repealed or replaced.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 ET, Lubec Neck (Lubec) to Shackford Head (Eastport): this notice changes an area in Johnson Bay (Lubec) from Approved to Prohibited due to point source pollution. 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. Pennamaquan River (Pembroke): northwest of a line beginning at a red painted post located on the west shore of the Pennamaquan River approximately 400 yards south of the intersection of the Brickyard and Leighton Point roads and then running northeast to a red painted post on the east shore of the Pennamaquan River.
- P2. Johnson Bay and Lubec Narrows (Lubec): south and east of a line beginning at the north tip of Diamond Point, then running northeast to the northern tip of Popes Folly; AND south of a line beginning at the northern tip of Popes Folly then running east to the US/Canadian border; AND west of a line following the US/Canadian Border south to a point east of Mowery Point; AND north of a line beginning at a point on the US/Canadian border east of Mowery Point then running west to the eastern tip of Mowery Point.
- P3. Johnson Bay (Lubec): west of a line beginning at an unnamed point approximately 175 yards northeast of the intersection of Sardine Way and North Lubec Road running southeast to an unnamed point on the opposite shore approximately 115 yards northwest of the end of Harbor Heights Lane.

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. Half Moon Cove (Eastport): south of a line beginning at a red painted post located on the western tip of an un-named point of land on the east shore of Half Moon Cove (Eastport) approximately 185 yards from the intersection of Snyder and Toll Bridge Road; then running west to the eastern most tip of an unnamed point of land on the west shore of Half Moon Cove (Eastport).

OFFICES AT 32 BLOSSOM LANE, MARQUARDT BUILDING, AUGUSTA, MAINE
<http://www.Maine.gov/dmr>

PHONE: (207) 624-6550

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- R2. Dennys River and Hardscrabble River (Pembroke, Dennysville and Edmunds Twp): west of a line beginning at the southeast tip of Hinkley Point then running south to a red painted post on the opposite shore.
- R3. Crane Mill Brook (Edmunds Twp): north of a line beginning at the west side of the bridge on the Bell Farm Rd running east to the opposite side of the bridge.

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. Hobart Stream (Edmunds Twp.): West of the US Route 1 Bridge (closed June 1st through December 31st).

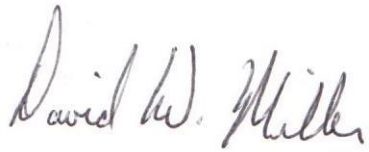
Conditionally Approved (Rainfall): Effective immediately, because of intermittent pollution due to rainfall, it shall be unlawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops (from aquaculture leases with an MOU only) from the shores, flats and waters of the following Conditionally Approved area(s) when rainfall meets or exceeds 0.75" 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>.

- CA2. Globe Cove (Lubec): west of a line beginning on the shore of an unnamed point approximately 265 yards southeast from the rough boat landing on Cox Lane, running northeast to the southeast tip of an unnamed point forming the north shore of Globe Cove.

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 ET.

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/shellfish-closures-and-aquaculture-leases-map>. This information is also recorded on our HOTLINE (207- 624-7727 OR 1-800-232-4733).



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

3:00 PM
(*Effective Time*)