



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

May 29, 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This notice is in effect until repealed or replaced.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 WU, Pleasant Point (Cushing) to Marshall Point (Port Clyde); this notice reclassifies the Conditionally Restricted area of the upper St. George River to Conditionally Approved due to water quality meeting the approved standard in the open status; reclassifies the Conditionally Approved areas of the upper St. George River from having a seasonal rainfall condition to having an annual rainfall condition and reclassifies a portion of the Conditionally Approved upper St. George to having a seasonal closure due to water quality no longer meeting the approved standard in the open status. 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. St. George River (Thomaston): north and west of a line beginning at a red painted post located approximately 120 yards northeast of the bottom of the stairs at the end of Bobolink Lane running northeast to a town-maintained marker buoy in the channel then continuing north-northeast to the train trestle on the eastern shore of Mill River.
- P2. Gay Island, (Cushing): east of a line beginning at the narrowest portion of Gay Island, then running southwest to the southernmost tip of the unnamed point of land at the northeast end of Gay Cove.
- P3. Deep Cove (St. George): inside of a line beginning at the western tip of the un-named point northeast of the point at the end of Crazy Point Lane then extending southwest to the tip of the point at the end of Crazy Point Lane then continuing southwest to the north end of Caldwell Island, then extending east to the point of land in Deep Cove at the end of Deep Cove Lane.
- P4. Caldwell Island: beginning at the unnamed point on the southwest end of the island and continuing along the shore in an easterly direction around the southern end of the island 500 feet east of the house on the southern end of the island.
- P5. Hupper Island, St. George: south of a line drawn from the tip of Hupper Point running west to red nun navigational aid #2; AND east of a line beginning at red nun navigational aid #2

running southeast to a red painted post at the western edge of an unnamed prominent cove on the western side of Hupper Island; AND east of a line beginning at a red painted post on the eastern tip of Hupper Island running southeast to mainland shore at the end of Cottage Road.

- P6. McGee and Barter Islands: north of a line drawn from the southwestern most point on McGee Island to the unnamed point on the western shore of Barter Island AND west of a line drawn from the most southeastern point on McGee Island to the most northeastern point on Barter Island.

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. Wiley Cove (Cushing): west of a line extending southwest from the east tip of Bailey Point to a red painted post located on the east tip of the un-named point southwest of Bailey Point.
- R2. Unnamed Pt. to Hawthorne Pt. (Cushing): west of a line extending southwest from a red painted post located on the east tip of the un-named point southwest of Bailey Point to the north tip of Hawthorne Pt. Cushing.
- R3. Eastern Otis Cove (St George): south of a line beginning at a red painted post on the shore at the end of Fire Rd 313 running northwest to the point of land at the end of Kallio Cove Rd.
- R4. Otis Cove (St George): south of a line drawn across the most narrow portion of the western cove in Otis Cove, St George.
- R5. Maple Juice Cove (Cushing): south of a line beginning at Stones Point running northwest to a red painted post on the tip of the unnamed northeast-facing point.

~~Conditionally Restricted (WWTP & Seasonal): Effective immediately, because of proximity to a WWTP and 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 Restricted area(s) following a malfunction/CSO event at the Warren Sanitary District or Thomaston Wastewater Treatment Plant AND during the closed dates. Harvest in this area during the open status is allowed only with a special MDMR permit.~~

- ~~CR1. St. George River (South Thomaston): south of a line beginning at a red painted post at the tip of Hospital Point running southeast to a red painted post on the opposite shore (closed January 1st through April 30th).~~

Conditionally Approved (WWTP & Rainfall & Tide & Seasonal): Effective immediately, because of proximity to a WWTP, intermittent pollution due to rainfall, and 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) following a malfunction/CSO event at the Warren Sanitary District or Thomaston Wastewater Treatment Plant AND when rainfall meets or exceeds 1" within a 24 hour period ~~between May 1st and November 30th~~ AND when predicted tidal heights exceed +11 feet between October 1st and November 30th. For current status, please refer to the Statewide Conditional Area Closure Notice on the DMR website: <https://www.maine.gov/dmr/fisheries/shellfish/closures>

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- CA1. St. George River (Thomaston, South Thomaston): north of a line beginning at a red painted post, located approximately 120 yards northeast of the bottom of the stairs at the end of Bobolink Lane (Thomaston), then running southeast to a red painted post, located at the northern-most tip of Hospital Point (South Thomaston), ~~then continuing southeast to a red painted post on the opposite shore (South Thomaston)~~; AND east of a line beginning at a red painted post located approximately 120 yards northeast of the bottom of the stairs at the end of Bobolink Lane running northeast to a town maintained marker buoy in the channel then continuing north-northeast to the train trestle on the eastern shore of Mill River (closed January 1st through April 30th).
- CA2. St. George River (Cushing, Thomaston, South Thomaston): south of a line beginning at a red painted post, located approximately 120 yards northeast of the bottom of the stairs at the end of Bobolink Lane (Thomaston), then running southeast to a red painted post, located at the northern-most tip of Hospital Point (South Thomaston); AND north of a line beginning at the end of McCarter Rd. (Cushing) running southeast to the western point at the end of Cliff Dr. (South Thomaston) (closed January 1st through April 30th).
- CA3. St. George River (Cushing, South Thomaston): south of a line beginning at the end of McCarter Rd. (Cushing) running southeast to the western point at the end of Cliff Dr. (South Thomaston) ~~a red painted post, located approximately 120 yards northeast of the bottom of the stairs at the end of Bobolink Lane (Thomaston), then running southeast to a red painted post, located at the northern-most tip of Hospital Point (South Thomaston)~~; AND north of a line beginning at a red painted post located on the shore approximately 135 yards west from the end of Rocking Horse Lane (St. George) running northwest to a red painted post on the opposite shore approximately 125 yards northeast of Fire Rd.

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 Biotoxin and Emergency Closure Notices on the DMR website:

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

A. Growing Area WU.

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

2:00 PM
(Effective Time)