

## NOTICE OF EMERGENCY RULE-MAKING

AGENCY: Department of Marine Resources  
STATUTORY AUTHORITY: 12 M.R.S.A. §§6172, 6192, 6193 & 6194  
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### BASIS STATEMENT

The Commissioner of the Maine Department of Marine Resources amends the emergency DMR Chapter 96.08, Area 164-B, Schoodic Point (Winter Harbor) to the Canadian Border, amended on August 19, 2009. This amendment expands the exception area for the harvest of ocean quahogs. All existing pollution and red tide/psp closures remain in effect. As authorized by 12 M.R.S.A. §§6172, 6192, 6193 & 6194 the Commissioner of Marine Resources adopts emergency amendments to Chapter 96.08

**RULE TITLE AND SUBJECT:** DMR Chapter 96.08 Area 164-B, Schoodic Point (Winter Harbor) to the Canadian Border, amended on August 19, 2009, is amended as follows:

**TITLE & TEXT OF RULE:** DMR Chapter 96.08 Area 164-B, Schoodic Point (Winter Harbor) to the Canadian Border

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any ocean quahogs (*Arctica islandica*), taken from Maine coastal waters and those offshore waters of the exclusive economic zone (EEZ/200 mile limit) east of a line beginning at Schoodic Pt, Winter Harbor due south to the limits of US jurisdiction AND the Canadian border.

EXCEPTION: Ocean quahogs may be harvested east of a line beginning at the south tip of Schoodic Pt (Winter Harbor) running true south to the limits of US jurisdiction; AND west a line ~~from Galf Point (Roque Bluffs)~~ beginning at the easternmost tip of Thornton Pt. (Cutler), running south to the easternmost point of Cross Island (Cutler), and then running true south to the limits of US jurisdiction. Ocean quahogs may not be harvested from one half hour after sunset to one half hour before sunrise.

EFFECTIVE DATE: September 23, 2009

EFFECTIVE TIME: 10:15 AM

AGENCY CONTACT PERSON: Amy M. Fitzpatrick, Department of Marine Resources,  
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# Maine Department of Marine Resources PSP Area No 164-B



Schoodic Pt. (Winter Harbor) the Canadian Border

9/23/09

