

## 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 96.10 Area No. 64-A, Kimball Head (Isle au Haut) to Ray Point (Milbridge), amended on August 6, 2009. This amendment creates an exception area for the harvest of mussels and carnivorous snails in Pigeon Hill Bay, due to PSP returning to safe levels. As authorized by 12 M.R.S.A. §§6172, 6192, 6193 & 6194 the Commissioner of Marine Resources adopts emergency amendments to Chapter 96.10.

**RULE TITLE AND SUBJECT:** DMR Chapter 96.10 Area No. 64-A, Kimball Head (Isle au Haut) to Ray Point (Milbridge), amended on August 6, 2009, is amended as follows:

**TITLE & TEXT OF RULE:** DMR Chapter 96.10 Area No. 64-A, Kimball Head (Isle au Haut) to Ray Point (Milbridge)

Effective immediately, because of paralytic shellfish poisoning, it shall be unlawful to dig, take or possess any mussels, European oysters, or carnivorous snails from all shores, flats and waters: east of a line beginning at the western tip of Kimball Head (Isle au Haut), then running due south to the limits of US jurisdiction; AND south of a line beginning at the western tip of Kimball Head (Isle au Haut), then extending northeast to the north tip of Burnt Island (Isle au Haut), then running northeast to Pond Island (Frenchboro), then continuing northeast to Dodge Point (Tremont); AND south of line from the east tip of Ogden Point (Bar Harbor), then running northeast to the south tip of Bunker Cove (Gouldsboro); AND west of a line beginning at the south tip of Ray Point (Milbridge), then extending south to the limits of U.S. jurisdiction.

EXCEPTION: Mussels and carnivorous snails may be harvested in Pigeon Hill Bay, north of a line from the tip of Petit Manan Point (Steuben), running northeast to the south of Egg Rock, then northeast to the south tip of Bois Bubert Island (Milbridge); AND west of a line from the south tip of Tom Leighton Point (Milbridge) to the north tip of Bois Bubert Island.

Effective immediately, because of paralytic shellfish poisoning, it shall be unlawful to dig, take or possess all species of clams from all shores, flats and waters: east of a line beginning at the west tip of Kimball Head (Isle au Haut), then extending south to the limits of U.S. jurisdiction; AND south of a line beginning at the north tip of Kimball Head (Isle au Haut), then extending northeast to the north tip of Burnt Island (Isle au Haut), then running east to the south tip of Long Island (Frenchboro), then running northeast to the south tip of Petit Manan Point (Steuben); AND west of a line beginning at the south tip Petit Manan Point (Steuben), then extending south to the limits of U.S. jurisdiction.

EFFECTIVE DATE: August 26, 2009

EFFECTIVE TIME: 3:00 PM

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# Maine Department of Marine Resources

## PSP Area No. 64-A





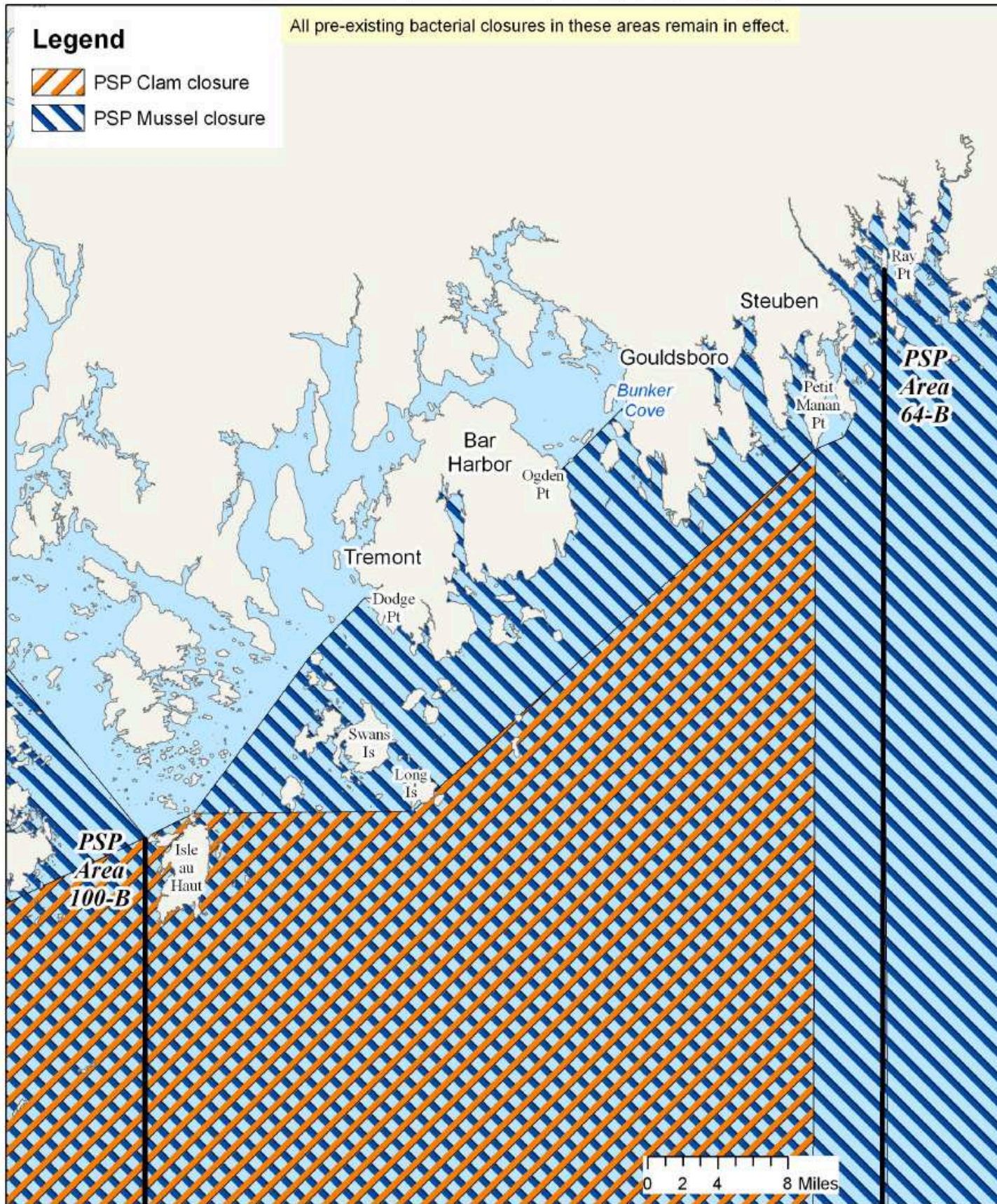
8/26/09

Kimball Head (Isle au Haut) to Ray Pt (Milbridge)

All pre-existing bacterial closures in these areas remain in effect.

### Legend

-  PSP Clam closure
-  PSP Mussel closure





# Maine Department of Marine Resources

## PSP Area No. 64-A



8/26/09

Detail of Pigeon Hill Bay

