



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

January 22, 2019

Ladies and Gentlemen:

Under the authority of 12 M.R.S.A. § 6172; the Commissioner has made the following classification change to Area No. 44, Southern Mount Desert Island and vicinity (Southwest Harbor, Mount Desert, and Cranberry Isles): This notice reclassifies Gary Moore Cove (Mount Desert) from Approved to Conditionally Approved due to water quality failing to meet approved standards year-round. 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):

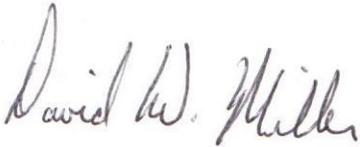
- A. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels from the shores, flats and waters of the following Prohibited area(s):
1. Southwest Harbor and Norwood Cove (Southwest Harbor): west of a line beginning at Kings Point, running north to the southwest point of Greening Island, and then northwest to the base of the sixth private pier north of the entrance to Norwood Cove.
 2. Broad Cove (Mount Desert): west of a line beginning at Mason Point running southeast to the southwestern tip of Bar Island, and then south to a red painted post on an unnamed point of land south of the Somes Sound View Campground on the western shore of Somes Sound.
 3. Northeast Harbor, Bracy Cove, and Seal Harbor (Mount Desert): south and east of a line beginning at an unnamed point of land approximately 380 yards southwest of the mouth of Hadlock Stream (Northeast Harbor), running southwest to the eastern tip of Fernald Point; then southeast to Sand Point, Greening Island; AND north of a line beginning at the tip of Eastern Point, Greening Island then running northeast to Crowninshield Point and then southeast to East Bunker Ledge, then north to Ingraham Point; AND south of a line across the mouth of Northeast Harbor beginning at the base of a private pier approximately 175 yards south of the Clifton Dock, running northeast to the base of a private pier on the opposite shore.
 4. Sutton Island (Cranberry Isles): from the shoreline of the island out to the lowest low tide line of the flats surrounding the island.
 5. Little Cranberry Island (Cranberry Isles): southwest of a line beginning at Bunker Head then running southeast approximately to an unnamed point of land.
 6. Little Cranberry Island (Cranberry Isles): north of a line beginning at the tip of The Maypole then running east to the southern tip of Bar Point.
 7. Little Cranberry Island (Cranberry Isles): east of a line beginning at the southwest point of Hadlock Point then running south to the tip of The Maypole.

8. Spurling Cove (Great Cranberry Island): south of a line beginning at the tip of Spurling Point then running east to an unnamed point of land.
 9. Northeast Harbor (Mount Desert): west of a line starting at an unnamed point of land approximately 150 yards east of the harbor boat launch ramp, then running north to the base of the third private pier north of the marina.
- C. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels from the shores, flats and waters of the following Conditionally Restricted area(s) without a special MDMR permit during the closed dates:
1. Sargent Cove to Marine Railway (Mount Desert): east of a line beginning at a red painted post on the tip of land, approximately 320 yards southwest of the Marine Railway, that forms the mouth of an unnamed cove and running southeast to the northwest tip of land at the mouth of Sargent Cove. This area is closed May 1 through September 30.
 2. Mason Point (Somesville): south and west of a line beginning at the western tip of Mason point, then running northwest to the southeastern tip of the prominent point of land on the opposite shore. This area is closed May 1 through September 30.
- D. Effective immediately, because of seasonal pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels from the shores, flats and waters of the following Conditionally Approved area(s) during the closed dates:
1. Somes Harbor (Somesville): north of a line beginning at the northern tip of Mason Point and running east to the tip of Squantum Point; AND east of a line beginning at the western tip of Mason point, then running northwest to the southeastern tip of the prominent point of land on the opposite shore. This area is closed from May 1 through September 30.
 2. Northeast Harbor (Mount Desert): north of a line across the mouth of the harbor beginning at the base of a private pier approximately 175 yards south of the Clifton Dock, running northeast to the base of a private pier on the opposite shore AND east of a line beginning at an unnamed point of land approximately 150 yards east of the harbor boat launch ramp, then running north to the base of the third private pier north of the marina. This area is closed May 1 through October 31.
 3. Fernald Cove (Southwest Harbor): north and west of a line beginning at the southeastern tip of Connor Point, then running northeast to the southern tip of Fernald Point. This area is closed May 1 through October 31.
 4. Gary Moore Cove (Mount Desert): South of a line beginning at the base of a pier on the shore approximately 120 yards north of the mouth of Hadlock Brook running southwest to the eastern tip of Fernald Point; AND north of a line beginning at the eastern tip of Fernald Point running northeast to the tip of an unnamed point of land approximately 380 yards southwest of the mouth of Hadlock Brook. This area is closed June 1 through November 30.

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:

<http://www.maine.gov/dmr/shellfish-sanitation-management/closures/pollution.html>. This information is also recorded on our HOTLINE (207-624-7727 OR 1-800-232-4733).

Sincerely,

A handwritten signature in cursive script that reads "David W. Miller".

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

3:00 PM
(Effective Time)



Maine Department of Marine Resources

Pollution Area No. 44



Southern Mount Desert Island and vicinity (Southwest Harbor, Mount Desert, and Cranberry Isles)

01/22/2019

