

April 1, 2022



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

April 1, 2022

This notice is in effect until repealed or replaced.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 EI, Great Head (Bar Harbor) to Schoodic Point (Winter Harbor). This notice changes the Spring Creek area (Franklin) from Approved to Conditionally Approved due to water quality failing to meet approved standards year-round. 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/shellfish-sanitation-management/maps/index.html>. 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. Hog Bay (Franklin): south and east of a line that begins at a red painted post located on the north shore approximately 1900 yards west of the Route 200 (Bert Gray Road) bridge crossing the head of Hog Bay, running southwest to a red painted post located on the south shore approximately 1900 yards west of the Route 200 (Bert Gray Road) bridge crossing the head of Hog Bay.
- P2. Egypt Bay (Hancock, Franklin): west of a line beginning at a red painted post on the shore of an unnamed point of land that is located approximately 1000 yards southeast of where route 182 crosses Egypt Stream, then running southeast to the most eastern tip of an unnamed island, then running southeast to a red painted post on the shore of the nearest point of land.
- P3. Jellison Cove (Hancock): north of a line beginning at a red painted post located on the western shore of Jellison Cove, approximately 100 yards south of the stream culvert at the head of the cove, running northeast to another red painted post located approximately 100 yards east of the stream culvert along the northern shore of Jellison Cove.
- P4. Back Cove (Sorrento): east of a line beginning at a red painted post located on the shore at the western tip of Van Duesen Point, running southeast to the western tip of Huber Point, then running southwest to a red painted post located on the shore approximately 400 yards east of the northern tip of Wilson Point.

- P5. Raccoon Cove (Lamoine): north and west of a line beginning at the southern tip of Old Point running southwest to the northwest tip of Shooting Ledge; AND north and east of a line running from the northwest tip of Shooting Ledge to a red painted post on the shore approximately 60 yards south of the end of Ford Lane.
- P6. Sand Point to Levi Point (Bar Harbor): south of a line beginning at a red-painted post located on the shore of the most northern tip of Sand Point; running east to the Coast Guard navigational buoy 'C13" (Sunken Ledge); then running southeast to a red painted post located on the shore of the eastern tip of Levi Point.
- P7. Salisbury Cove (Bar Harbor): south of a line beginning at a red-painted post located on the shore of the most northern point of land on the west side of Salisbury Cove running northeast to a red painted post located on the shore of the most northern point of land on the east side of Salisbury Cove.
- P8. Bar Harbor to Hulls Cove (Bar Harbor): west of a line beginning at the most eastern tip of Lookout Point (Bar Harbor) running southeast to the western tip of Bar Island, then running south to the corner of the seawall on the west side of Bridge Street (Bar Harbor).
- P9. Bar Harbor to Thrumcap (Bar Harbor): south and east of a line beginning at the northeast corner of the seawall at The Harborside Hotel and Marina property; running northeast to the eastern tip of Bar Island (Gouldsboro); then running east to the southern tip of Sheep Porcupine Island; AND west of a line beginning at the southern tip of Sheep Island running southeast to the most eastern tip of Bald Porcupine Island (Gouldsboro); and then running south to the western tip of Thrumcap (Bar Harbor); AND north of a line beginning at the western tip of Thrumcap running southwest to an unnamed point of land approximately 500 yards southeast of Bear Brook outlet.
- P10. Inner Harbor (Winter Harbor): north of a line beginning on the south tip of Sargent Point then running northwest to the south tip of Harbor Point.
- P11. Grindstone Neck (Winter Harbor): North of a line beginning on the south tip of Grindstone Neck, then running southwest to the north tip of Spectacle Island; AND east of a line beginning at the north tip of Spectacle Island then running northwest to USCG Navigational Buoy GC "5", then northeast to a red painted post located on the shore at the end of Bay Road.
- P12. Grindstone Neck (Winter Harbor): West of a line beginning at a red painted post located on the shore at an unnamed point of land approximately 180 yards north of Grindstone Point, then running north approximately 305 yards to a red painted post located on the shore at an unnamed point of land.
- P13. Arey Cove (Winter Harbor): north of a line beginning at the southeast tip of Big Moose Island running east to the southwest tip of Little Moose Island; AND west of a line beginning at the northern tip of Little Moose Island, running north to the mainland.

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. Trenton Airport (Trenton): north and west of a line beginning at the north end of the Trenton-MDI bridge, running northeast to Trap Rock; then north to a red painted post located on the shore on the west side of the Trenton Airport seaplane ramp.

Conditionally Restricted (WWTP): Effective immediately, because of pollution AND proximity to a WWTP, 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) during the closed dates AND during any discharge event from the Rodick Street and West Street CSOs at the Bar Harbor Wastewater Treatment Plant. For current status, please refer to the Statewide Conditional Area Closure Notice on the DMR website:

<http://www.maine.gov/dmr/shellfish-sanitation-management/closures/index.html>

Harvest in this area during the open status is allowed only with a special MDMR permit.

- CR1. Bar Island Bar (Bar Harbor): east of a line beginning at the seawall on the west side of Bridge Street running northwest to the western tip of Bar Island (Gouldsboro); AND west of a line beginning at the northeast corner of the seawall at The Harborside Hotel and Marina property running northeast to the eastern tip of Bar Island (closed June 1st through February 28th).

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. Springer Creek (Franklin): north of a line beginning at the most southern tip of Dwelley Point running west to the southernmost tip of Julius Darling Point (closed June 1st through September 30th).

- CA12. Mill Brook (Franklin): North of a line beginning at the southern tip of Hardison Point running southwest to the southeastern tip of an unnamed point of land on the western shore of the cove (closed June 1st through November 30th).

- CA23. Mud Creek (Lamoine): west of a line beginning at the eastern tip of an unnamed head of land at the end of McFarland Road running north to the southern tip of a prominent finger of land on the opposite shore at the end of Mallard Lane (closed May 1st through September 30th).

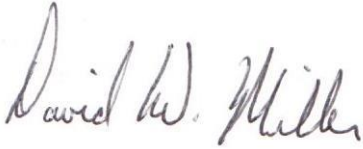
- CA34. Sorrento Harbor (Sorrento): west of a line beginning at a red painted post located on the shore at the eastern tip of Doans Point, running south to the eastern tip of Preble Island; AND east of a line beginning at the most western tip of Bean Point, running south to the western tip of Dram Island; AND north of a line beginning at the eastern tip of Dram Island, running east to the western tip of Preble Island (closed May 1st through September 30th).

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/shellfish-sanitation-management/closures/index.html>

- A. Growing Area EI.

April 1, 2022

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/shellfish-sanitation-management/closures/index.html>. 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)