



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 28, 2021

This notice is in effect until repealed or replaced.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 WE, Cape Arundel (Kennebunkport) to Little River (Kennebunkport). This notice reclassifies the Prohibited portion of Batson River from Prohibited to Conditionally Approved based on season due to water quality meeting approved standards seasonally and updates the line language for the Batson River and Smith Brook area. 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. Little River (Kennebunkport): west of a line beginning at a red painted post located on the shore at the end of Sand Point Road, then running northeast across the opening of the southwestern channel to a red painted post attached to Central Maine Power telephone pole No. 25.
- ~~P2. Batson River (Kennebunkport): northwest of a line beginning at the northern most point of land on Tidal Shore Drive running north to the northern shore.~~
- P2. Stage Island (Kennebunkport): north and east of a line beginning approximately 20 yards from the end of Skipper Joes Point Road running southeast to the northern most point of land on Stage Island, AND west of a line beginning at the northern most point of land on Stage Island running northwest to the easternmost point of land off Skipper Joes Point Rd.
- P3. Cape Arundel to Cape Porpoise (Kennebunkport): inside and shoreward of a line beginning at the northernmost tip of Bickford Island, then running southeast to the northwest point of land on Trott Island; then running southwest to the north tip of Bass Island; then running northwest to the end of Langsford Road; then running southwest to the northwestern most tip of Vaughn Island; AND inside and shoreward of a line beginning at the southernmost tip of Vaughn Island, then running southwest to the easternmost tip of Bumpkin Island; then running southwest to the southern tip of Walkers Point, then running southwest to the southernmost tip of Cape Arundel.

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. Sampson Cove (Kennebunkport): west of a line beginning approximately 20 yards from the end of Skipper Joes Point Road running southeast to the northern most point of land on Stage Island, AND north and west of a line beginning at the southwestern most tip of Stage Island running southwest to the northwestern tip of Trott Is; AND north and east of a line beginning at the northwestern tip of Trott Island running northwest to the northern tip of Bickford Island; AND east of a line formed by the Pier Rd causeway to Bickford Island.

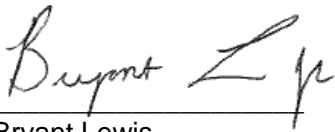
Conditionally Approved (Seasonal): Effective immediately, because of seasonal pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops (from aquaculture leases with an MOU only) from the shores, flats and waters of the following Conditionally Approved area(s) during the closed dates:

- CA1. Batson River and Smith Brook (Kennebunkport): west of a line beginning at a red painted post at the end of Marshall Pt. Rd. running northeast to a red painted post on the shore opposite the end of Sunset Ln. ~~approximately 213 yards west of the southern end of Kings Highway running southwest to a red painted post on the northern point of land on the opposite shore; AND east of a line beginning at the northern most point of land on Tidal Shore Drive running due north to the opposite shore~~ (closed 6/1-9/30).

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

A. Growing Area WE.

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/index.html>. 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

4:00 PM
(Effective Time)