## David E. Pierce, Ph.D. Director

## Commonwealth of Massachusetts

## **Division of Marine Fisheries**

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Karyn E. Polito Lieutenant Governor Matthew A. Beaton

Secretary Ronald Amidon

Mary-Lee King Deputy Commissioner

Commissioner

November 1, 2017

Board of Selectmen Town of Chilmark Town Hall Chilmark, MA 02535

Ladies and Gentlemen:

In accordance with Chapter 130, section 74A of the Massachusetts General Laws, the Division of Marine Fisheries has re-examined the waters of Menemsha Basin [V:2.1] in the Town of Chilmark, classified as "CONDITIONALLY APPROVED" and in the "CLOSED" status based on seasonal water quality changes. As a result of this examination the Division has determined that this below defined area now meets the established criteria for the harvest of shellfish and has changed the status to "OPEN TO SHELLFISHING" as of sunrise on November 1, 2017.

The below defined area may be opened to the harvest of shellfish for direct human consumption subject to local rules and regulations under authority of Massachusetts General Laws Chapter 130, Section 52.

CLASSIFICATION: CONDITIONALLY APPROVED

SEASONAL STATUS CHANGE Status: "Open to Shellfishing" November 1 – April 30 [All Dates Inclusive]

V:2.1 Menemsha Basin

> "The waters and flats of Menemsha Basin and Dutcher Dock Creek, in the Town of Chilmark, east of a line drawn from the Fl.G.4 Sec. 25' light at the entrance to Menemsha Canal in a southeasterly direction to the Menemsha Drive On Dock."

The status of the above Conditionally Approved area, V:2.1, shall automatically revert to "CLOSED TO SHELLFISHING" on May 1, 2018 unless the Division changes the area status prior to said date.

Sincerely,

David E. Pierce

Director

cc: J. McGinn, B. Perrin, P. Moran, DELE D. McKiernan, M. Hickey, T. Shields, DMF R. Amidon, M. King, DFG J. Hobill, DEP FDA, DPH I. Scheffer, Chilmark Shellfish Constable