

NOTICE OF EMERGENCY RULE-MAKING

AGENCY: Department of Marine Resources
STATUTORY AUTHORITY: 12 M.R.S. §§6172, 6192, 6193 & 6194
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BASIS STATEMENT

The Commissioner of the Maine Department of Marine Resources amends the emergency DMR Chapter 95.06(D), Area No. 21-F, Lower Sheepscot River and Sheepscot Bay (Georgetown, Southport), amended on April 23, 2010. This amendment reduces the size of the prohibited area in Harmon Harbor (Georgetown), based on the permitted flow rate of the over board discharge (OBD) located at the head of the harbor, and water quality meeting the approved standard in the middle section of the harbor. All existing pollution and red tide/psp closures remain in effect. As authorized by 12 M.R.S. §§6172, 6192, 6193 & 6194 the Commissioner of Marine Resources adopts emergency amendments to Chapter 95.06(D).

RULE TITLE AND SUBJECT: DMR Chapter 95.06(D), Area No. 21-F, Lower Sheepscot River and Sheepscot Bay (Georgetown, Southport), amended on April 23, 2010, is amended as follows:

TITLE & TEXT OF RULE: DMR Chapter 95.06(D), Area No. 21-F, Lower Sheepscot River and Sheepscot Bay (Georgetown, Southport), amended on April 23, 2010

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the following areas:

- A. Sheepscot River (Georgetown): south of a line beginning at the north tip of Lowe Point, then running east to the northeast tip of MacMahan Island, then continuing east to the red nun #12 buoy; AND inside and west of a line beginning at the red nun #12 buoy, then running southwest to the south tip of Middle Mark Island, then running south to Bull ledges, then continuing south to the north tip of Outer Head, then running southwest to the east tip of Griffith Head; AND east of a line running across the mouth of the Griffith Head lagoon; AND south of a line beginning at the south tip of Dry Point, then running due west across the mouth of Harmon Harbor to a red painted post located at the southern end of a large stone dock on the opposite shore.
- B. Upper Harmon Harbor (Georgetown): north of a line extending from the fishing pier located on the east side of the harbor, and extending southwest to a red painted post located at a clearing on the shore of the west side of the harbor.
- ~~C.~~ Lower Sheepscot River (Georgetown): east of a line beginning at the southern tip of Indian Point, then running south to the southwest tip of Salter island, then continuing south in a southeasterly direction to the north tip of Whaleboat Rock; AND west of a line beginning at the north tip of Whaleboat Rock, then running northeast to the southeast tip of Salter Island, then continuing northeast in a northeasterly direction to the tip of the prominent point of land at the east side of the mouth of the Little River, then running due west to a red painted post on the mainland.
- ~~D.~~ Lower Sheepscot River (Southport and Boothbay Harbor): north of a line beginning at the south tip of Bliss Island (Southport), then running northeast to a red painted post located at Ed Furber's dock, off Winslow Road (Southport); AND east of a line beginning at the north tip of Bliss Island, then running northwest to the southeast corner of Boston Island (Southport); AND south of a line beginning at the northeast tip of Boston Island, then running east in an easterly direction to the green flashing light "7" at the north of Cameron Point (Southport), then continuing east running southeasterly to the red nun "#6" buoy, then continuing running northeast to the point of land at the end of Eaton Road (Boothbay Harbor); AND west of a line beginning at the land at the north end of Landing Road (Southport), then extending north to the south tip of Oak Point (Boothbay Harbor).
- ~~E.~~ Ebenecook Harbor (Southport): south of a line beginning at the north end of Big Green island extending to the north end of Raspberry Island; AND north of a line beginning at the dock on the east side of Big Green Island extending to the south end of Raspberry Island.

~~F.E~~- Lower Sheepscot River (Southport): west of a line beginning at a red painted post located on the point of land beyond the end of Joppa Road, then running ~~north~~ in a northerly direction to a red painted post located on the southeast corner of Browns Island; AND south of a line beginning at the north tip of Browns Island, then running ~~west~~ in a westerly direction to the south tip of Big Green Island, then continuing northwest to the southwest tip of Little Green Island; AND inside and east of a line beginning at the southwest tip of Little Green Island, then running ~~south~~ in a southerly direction to the red nun "#8" buoy, then ~~running south~~ continuing in a southerly direction to the red nun "#6" buoy, then continuing ~~south~~ in a southerly direction to the northernmost end of the Cat ledges, then running southeast to the south tip of Cape Island, then ~~east~~ running in an easterly direction to the southeast tip of Cape Island, then northeast to the eastern tip of "The Ark," and continuing north to the southeast tip of Cape Newagen.

EFFECTIVE DATE: April 29, 2011

EFFECTIVE TIME: 3:10 PM

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Maine Department of Marine Resources

Pollution Area No. 21-F



Lower Sheepscot River and Sheepscot Bay (Georgetown, Southport)

4/29/11

