

NOTICE OF EMERGENCY RULE-MAKING

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

The Commissioner of the Maine Department of Marine Resources amends the emergency DMR Regulation 95.08 E, Closed Area No. 35, Penobscot River, Penobscot, amended on December 1, 1999. This new amendment increases the size of the Prohibited area west to Squaw Head, Cape Jellison, Stockton Springs due to the area exceeding Approved criteria; and the Prohibited area will now include a part of the Prohibited area previously described in DMR Regulation Closed Area No. 36-D, Penobscot River, Lower Bagaduce River and Grindles Eddy. As authorized by 12 M.R.S.A. §§6172, 6192, 6193 & 6194 the Commissioner of Marine Resources adopts emergency amendments to Chapter 95.08(E).

RULE TITLE AND SUBJECT: DMR Regulation 95.08 E, Closed Area No. 35, Penobscot River, Penobscot, amended on December 1, 1999, is amended as follows:

TITLE & TEXT OF RULE: DMR Regulation Chapter 95.08(E), Closed Area No. 35, Penobscot River (Stockton Springs, Prospect, Bucksport, Orland, Penobscot, Castine)

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 Penobscot River from its source to a line ~~drawn from~~ starting at Squaw Head, Stockton Springs; then going northeast to Fort Point; Stockton Springs, Waldo County, then due east to a on the opposite shore in the town of Penobscot, Hancock County; red painted post located 0.2 mile west of the junctions of Routes 166 and 175 (at West Penobscot); then southwest to the western tip of Turner Point, Castine, then running south to the western tip of Perkins Point, then running south to the western tip of Blockhouse Point; then following the lowest tide mark to the southern tip of Dice Head.

EFFECTIVE DATE: January 13, 2009

EFFECTIVE TIME: 1:30 PM

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http://www.maine.gov/dmr/rm/public_health/closures/closedarea.htm
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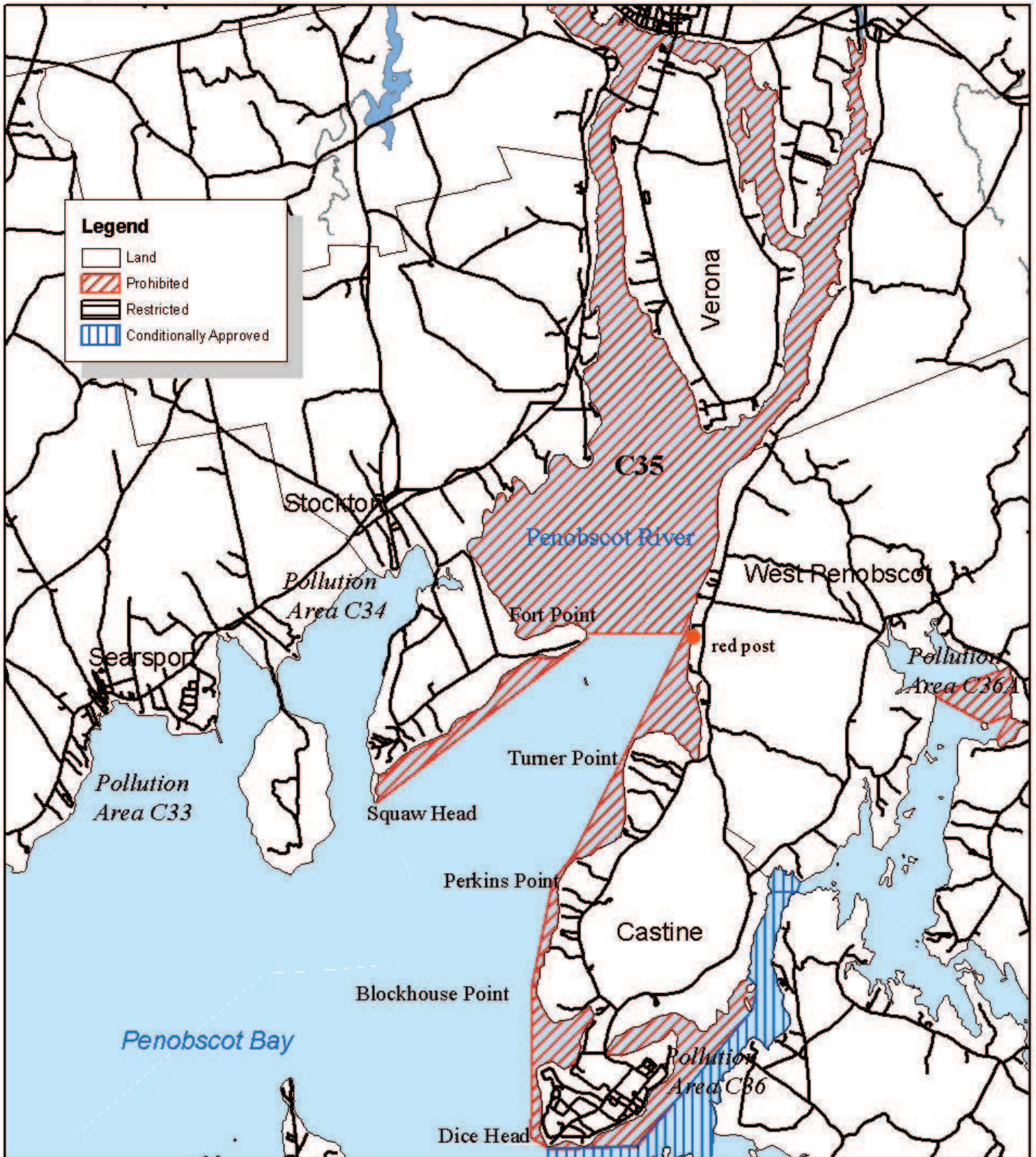
Maine Department of Marine Resources

Pollution Area No. 35

Penobscot River

(Stockton, Prospect, Bucksport, Orland, Penobscot, Castine)

1/13/2009



Legend

- Land
- Prohibited
- Restricted
- Conditionally Approved

