

## NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. §§ 6172, 6192, and 6193

**RULE REPEAL AND PROMULGATION:** DMR Regulations:

95.04 DD, Closed Area No. 51, Winter Harbor, promulgated on January 26, 1990;

95.04 HH, Closed Area No. 51-B, Grindstone Neck, Winter Harbor, promulgated on December 4, 1989;

have been repealed and replaced with the following rule:

**TEXT OF RULE: DMR Regulation 95.04 DD, Closed Area No. 51, Winter Harbor and Grindstone Neck (Winter Harbor)**

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. Winter Harbor: inside and north of a line beginning on the southern tip of Sargent Point and extending northwest to the southern end of Harbor Point.
- B. Grindstone Neck: north and east of a line beginning on the southern tip of Grindstone Neck; then extending southwest to the northern tip of Spectacle Island; then north to Crow Island; then north to the eastern tip of Jordan Island and then east to a red-painted marker on the mainland.

EFFECTIVE DATE: February 2, 2007

EFFECTIVE TIME: 11:00 AM

AGENCY CONTACT PERSON: Amy M. Fitzpatrick  
Department of Marine Resources  
194 McKown Point Road  
West Boothbay Harbor, Maine 04575  
[http://www.maine.gov/dmr/rm/public\\_health/closures/closedarea.htm](http://www.maine.gov/dmr/rm/public_health/closures/closedarea.htm)

BANGOR DAILY NEWS  
February 6, 2007

### STATEMENT OF FACT AND POLICY

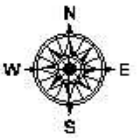
The Commissioner of the Maine Department of Marine Resources repeals emergency DMR Regulations: 95.04 DD, Closed Area No. 51, Winter Harbor, promulgated on January 26, 1990; and 95.04 HH, Closed Area No. 51-B, Grindstone Neck, Winter Harbor, promulgated on December 4, 1989, and replaces them with a new rule. This new rule administratively combines the areas previously described in Closed Areas 51 and 51-B, and places them in this notice. Also, the Prohibited Area in Grindstone Neck has been increased, in order to encompass a newly identified pollution source.

  
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DAVID ETNIER  
DEPUTY COMMISSIONER



# Maine Department of Marine Resources

## Pollution Closed Area No. 51



Winter Harbor and Grindstone Neck (Winter Harbor) 02/02/07

