



Daniel J. McKiernan
Acting Director

Commonwealth of Massachusetts

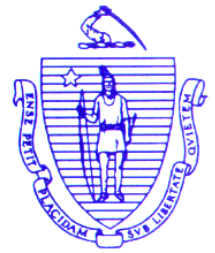
Division of Marine Fisheries

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Charles D. Baker
Governor

Karyn E. Polito
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Ronald S. Amidon
Commissioner

Mary-Lee King
Deputy Commissioner

December 2, 2019

Board of Selectmen
Town of Tisbury
Town Hall
Tisbury, MA 02568

Ladies & Gentlemen:

In accordance with Massachusetts General Laws Chapter 130, Section 74A, the Division of Marine Fisheries has examined the waters of Lagoon Pond (V11), in the Towns of Tisbury and Oak Bluffs. The Division has determined that portions of the West Arm of Lagoon Pond in the Town of Tisbury no longer meet the NSSP bacterial requirements for their current classifications. Therefore, the classifications of Prime Marine (V:11.6), South of Ferry Boat Island (V:11.7), and the westernmost portion of V:11.0 in the West Arm of Lagoon Pond will be changed to "**PROHIBITED**" with a status of closed to the taking of all shellfish as of sunrise on December 3, 2019.

Therefore, under authority of Massachusetts General Laws, Chapter 130, Section 74A, the classification of the below-defined area has been changed to "**PROHIBITED**" with a status of "**CLOSED TO SHELLFISHING**". Digging, harvesting or collecting and/or attempting to dig, harvest or collect shellfish and the possession of shellfish from the below-defined area are prohibited.

Under authority of 322 CMR 7.01(7) all permits issued thereunder are hereby conditioned to prohibit the taking, selling or possession of shellfish from the below-defined area.

RECLASSIFICATION/REDEFINITION

CLASSIFICATION: PROHIBITED

Status: Closed to the Taking of All Shellfish

This area redefinition combines V:11.4, V:11.6, V:11.7, and the portion of V:11.0 requiring a reclassification to PROHIBITED with the former V:11.3 to create a redefined V:11.3.

V:11.3

West Arm of Lagoon Pond

“The waters, flats and all tributaries of that portion of Lagoon Pond in the Town of Tisbury; west of a line drawn in a southerly direction from the “NO SHELLFISHING” sign located at 41.452563, -70.596308 to the "NO SHELLFISHING" sign located at 41.447926, -70.595725 on the opposite shore.”

REDEFINITION

CLASSIFICATION: APPROVED

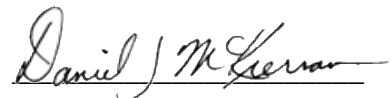
Status: Open to Shellfishing

V:11.0

Lagoon Pond

"The waters, flats and all tributaries of Lagoon Pond in the Towns of Tisbury and Oak Bluffs; south of the Beach Road Bridge; west of a line drawn in an arc extending 100 feet westerly into Lagoon Pond from the mouth of Brush Pond; and east of a line drawn in a southerly direction from the “NO SHELLFISHING” sign located at 41.452563, -70.596308 to the "NO SHELLFISHING" sign located at 41.447926, -70.595725 on the opposite shore.”

Sincerely,



Daniel J. McKiernan
Acting Director

cc: P. Moran, DELE
M. Hickey, T. Shields, DMF
R. Amidon, M. King, DFG
J. Hobill, DEP,
FDA, DPH,
D. Ewart, Tisbury Shellfish Constable