



**Paul J. Diodati**  
*Director*

# *Commonwealth of Massachusetts*

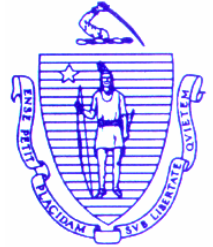
## **Division of Marine Fisheries**

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**Deval Patrick**  
*Governor*

**Timothy P. Murray**  
*Lt. Governor*

**Richard K. Sullivan, Jr.**  
*Secretary*

**Mary B. Griffin**  
*Commissioner*

May 13, 2011

Board of Selectmen  
Town Hall  
Eastham, MA 02642

Board of Selectmen  
Town Hall  
Orleans, MA 02653

Ladies & Gentlemen:

Due to **Paralytic Shellfish Poison** (PSP) toxin (also known as "Red Tide") in shellfish and reported elevated phytoplankton levels of the dinoflagellate Alexandrium (spp.), the Division of Marine Fisheries has closed the entire below-defined Nauset Marsh System.

Therefore, under authority of Massachusetts General Laws, Chapter 130, Section 74A and 75, the status of the below-defined areas have been changed to **"CLOSED TO SHELLFISHING", effective immediately**. Digging, harvesting or collecting and/or attempting to dig, harvest or collect shellfish and the possession of shellfish, including carnivorous snails, from the below- defined areas is 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 areas.

### **AREAS CLOSED TO THE HARVEST OF ALL SHELLFISH**

#### **NAUSET SYSTEM OC:2-OC:6**

#### **OC:2 NAUSET HARBOR, EASTHAM/ORLEANS**

The waters, flats and all tributaries of Nauset Harbor in the Towns of Eastham and Orleans, northerly of a line drawn across the mouth of Mill Pond in the Town of Orleans; southerly of a line drawn across the Middle Channel at the Eastham/Orleans town line; southerly of a line drawn across the southern mouth of the Hemenway River in the Town of Eastham; and easterly of a line drawn across the mouth of Town Cove.



**OC:3 MILL POND, ORLEANS**

The waters, flats and all tributaries of Mill Pond in the Town of Orleans, southerly of a line drawn across the mouth of Roberts Cove.

**OC:4 TOWN COVE, ORLEANS/EASTHAM**

The waters, flats and all tributaries of Town Cove in the Towns of Eastham and Orleans, southwesterly of a line drawn from Snow Point in the Town of Orleans to the western side of the mouth to the Hemenway River at Fort Hill in the Town of Eastham.

**OC:5 NAUSET MARSH, EASTHAM**

The waters, flats and all tributaries of Nauset Marsh in the Town of Eastham, northerly of a line drawn across the Middle Channel at the Eastham/Orleans Town Line; westerly of a line drawn across the mouth of Nauset Harbor; northerly of a line drawn across the mouth of the Hemenway River at Fort Hill in the Town of Eastham; and easterly of a line drawn across the entrance of Salt Pond in the Town of Eastham.

**OC:6 SALT POND, EASTHAM**

The waters, flats and all tributaries of Salt Pond in the Town of Eastham, westerly of a line drawn across the mouth of Salt Pond.

Sincerely,

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Paul J. Diodati  
Director

cc: A. Gross, J. Tulik, L. Roberts, E. Burns, DELE  
D. McKiernan, M. Hickey, DMF  
WPC, DEP  
FDA  
DPH  
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D. Farber, Orleans Shellfish Constable