



COMMONWEALTH of VIRGINIA

Department of Health Division of Shellfish Safety

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RICHMOND, VA 23218

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State Health Commissioner

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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 054-021, BACK RIVER

EFFECTIVE 15 NOVEMBER 2019

Pursuant to Title 28.2, Chapter 8, §§ 28.2-803 through 28.2-808, § 32.1-20, and § 2.2-4002, B.16 of the Code of Virginia:

1. The "Notice and Description of Shellfish Area Condemnation Number 054-021, Back River," effective 18 October 2018, is cancelled effective 15 November 2019.
2. Condemned Shellfish Area Number 054-021, shown as Sections A through E, is hereby established effective 15 November 2019. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in § 28.2-810 of the Code of Virginia. The boundaries of these areas are shown on the map titled "Back River, Condemned Shellfish Area Number 054-021, 15 November 2019" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 054-021, shown as Sections M1 and M2, is hereby established effective 1 April 2020, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It shall be unlawful for any person, firm or corporation to take shellfish from these areas during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in § 28.2-810 of the Code of Virginia. The boundaries of these areas are shown on the map titled "Back River, Condemned Shellfish Area Number 054-021, 15 November 2019" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 054-021

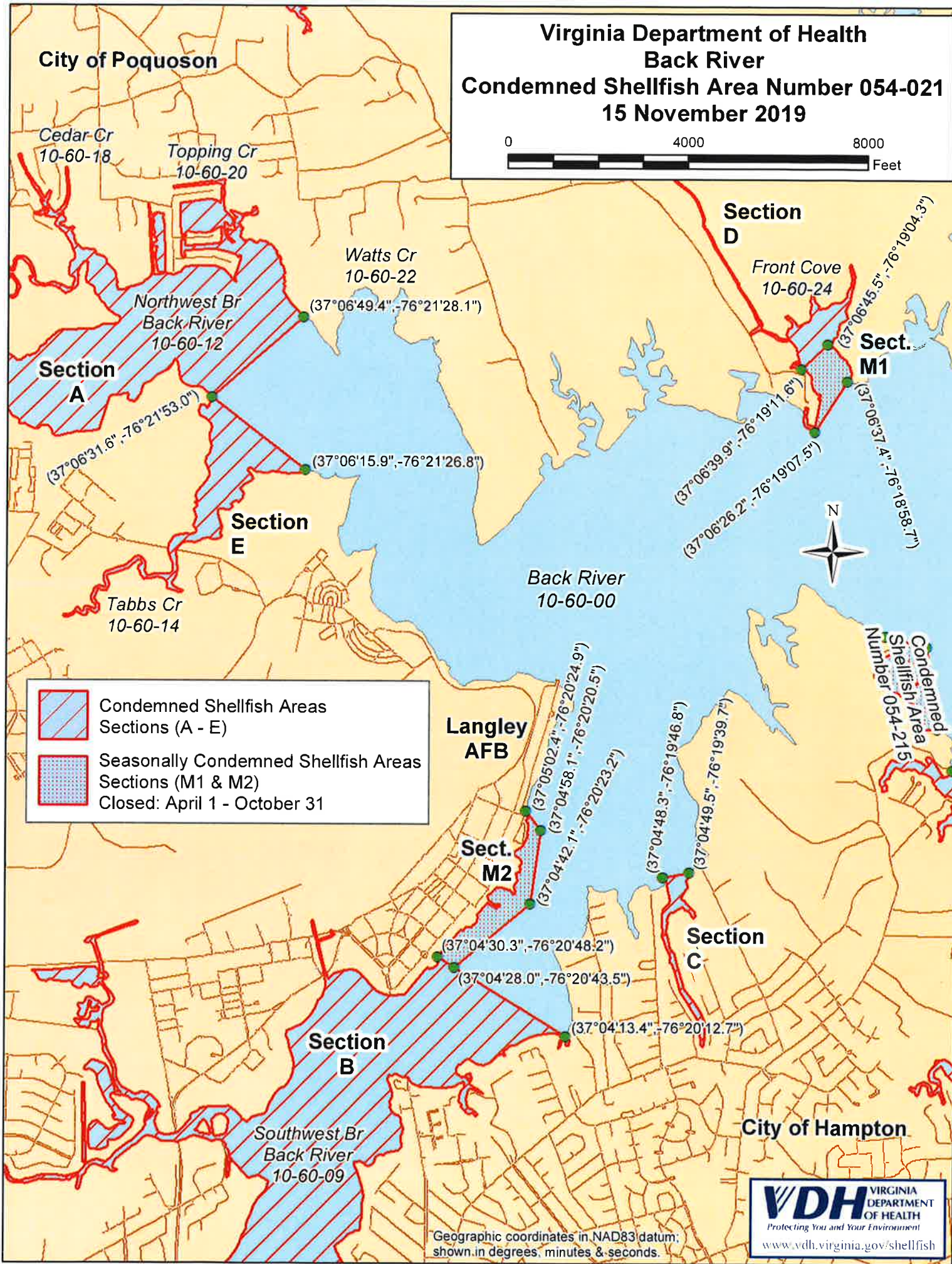
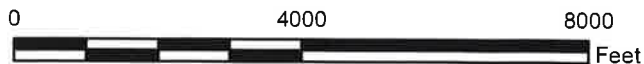
- A. The condemned area shall include that portion of the Northwest Branch of Back River and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°06'31.6",-76°21'53.0") and map coordinate (37°06'49.4",-76°21'28.1").
- B. The condemned area shall include that portion of the Southwest Branch of Back River and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°04'30.3",-76°20'48.2"), map coordinate (37°04'28.0",-76°20'43.5"), and map coordinate (37°04'13.4",-76°20'12.7").

- C. The condemned area shall include all of the unnamed tributary of the Southwest Branch of Back River upstream and inland of a line drawn between latitude / longitude map coordinate (37°04'48.3", -76°19'46.8") and map coordinate (37°04'49.5", -76°19'39.7").
- D. The condemned area shall include all of the unnamed canal and that portion of Front Cove upstream and inland of a line drawn between latitude / longitude map coordinate (37°06'39.9", -76°19'11.6") and map coordinate (37°06'45.5", -76°19'04.3").
- E. The condemned area shall include all of Tabbs Creek and that portion of the Northwest Branch of Back River and its tributaries upstream of a line drawn between latitude / longitude map coordinate (37°06'31.6", -76°21'53.0") and map coordinate (37°06'15.9", -76°21'26.8").
- M1. The seasonally condemned area shall include that portion of Front Cove upstream of a line drawn between latitude / longitude map coordinate (37°06'26.2", -76°19'07.5") and map coordinate (37°06'37.4", -76°18'58.7"); but excluding the area defined as Section D.
- M2. The seasonally condemned area shall include that portion of the Southwest Branch of Back River inland of a line drawn between latitude / longitude map coordinate (37°05'02.4", -76°20'24.9"), map coordinate (37°04'58.1", -76°20'20.5"), map coordinate (37°04'42.1", -76°20'23.2"), map coordinate (37°04'28.0", -76°20'43.5"), and map coordinate (37°04'30.3", -76°20'48.2").

Recommended by:  Forkeith St. K.
Director, Division of Shellfish Safety

Ordered by:  M. Youman 10/18/19
State Health Commissioner Date

**Virginia Department of Health
Back River
Condemned Shellfish Area Number 054-021
15 November 2019**



Condemned Shellfish Areas Sections (A - E)

Seasonally Condemned Shellfish Areas Sections (M1 & M2)
Closed: April 1 - October 31

VDH VIRGINIA DEPARTMENT OF HEALTH
Protecting You and Your Environment
www.vdh.virginia.gov/shellfish