



COMMONWEALTH of VIRGINIA

Department of Health
Division of Shellfish Safety

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RICHMOND, VA 23218

M. Norman Oliver, MD, MA
State Health Commissioner

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EMERGENCY REGULATION

NOTICE OF ESTABLISHMENT AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 69P, JAMES RIVER

EFFECTIVE 26 FEBRUARY 2019 THROUGH 7 MARCH 2019

1. Pursuant to § 28.2-809, § 32.1-13, § 32.1-20 and § 2.2-4002 B.16, and § 2.2-4028 of the Code of Virginia, an emergency closure on the James River is hereby established. It shall be unlawful for any person, firm, or corporation to take shellfish from this area 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 this area are shown on the map titled "James River, Condemned Shellfish Area Number 69P, Emergency Closure, 26 February 2019" which is a part of this notice.
2. Because the area described below has been subjected to floodwaters likely containing pathogenic bacteria and viruses, and because the area is not a safe area from which to take shellfish for direct marketing, and because shellfish exist in this area, an emergency exists and the immediate promulgation of this regulation is needed to protect the public health.
3. 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 emergency regulation. The area will be reopened once it has been shown to meet the guidelines for an approved shellfish harvesting area.

BOUNDARIES OF EMERGENCY CLOSURE NUMBER 069P

- A. The condemned area shall include that portion of the lower James River and its tributaries located upstream of a line extending from latitude/longitude map coordinate (36°58'04.6", -76°30'43.4") to map coordinate (37°00'46.9", -76°27'22.2") corresponding to the James River Bridge; excluding any areas otherwise classified as condemned by separate order.

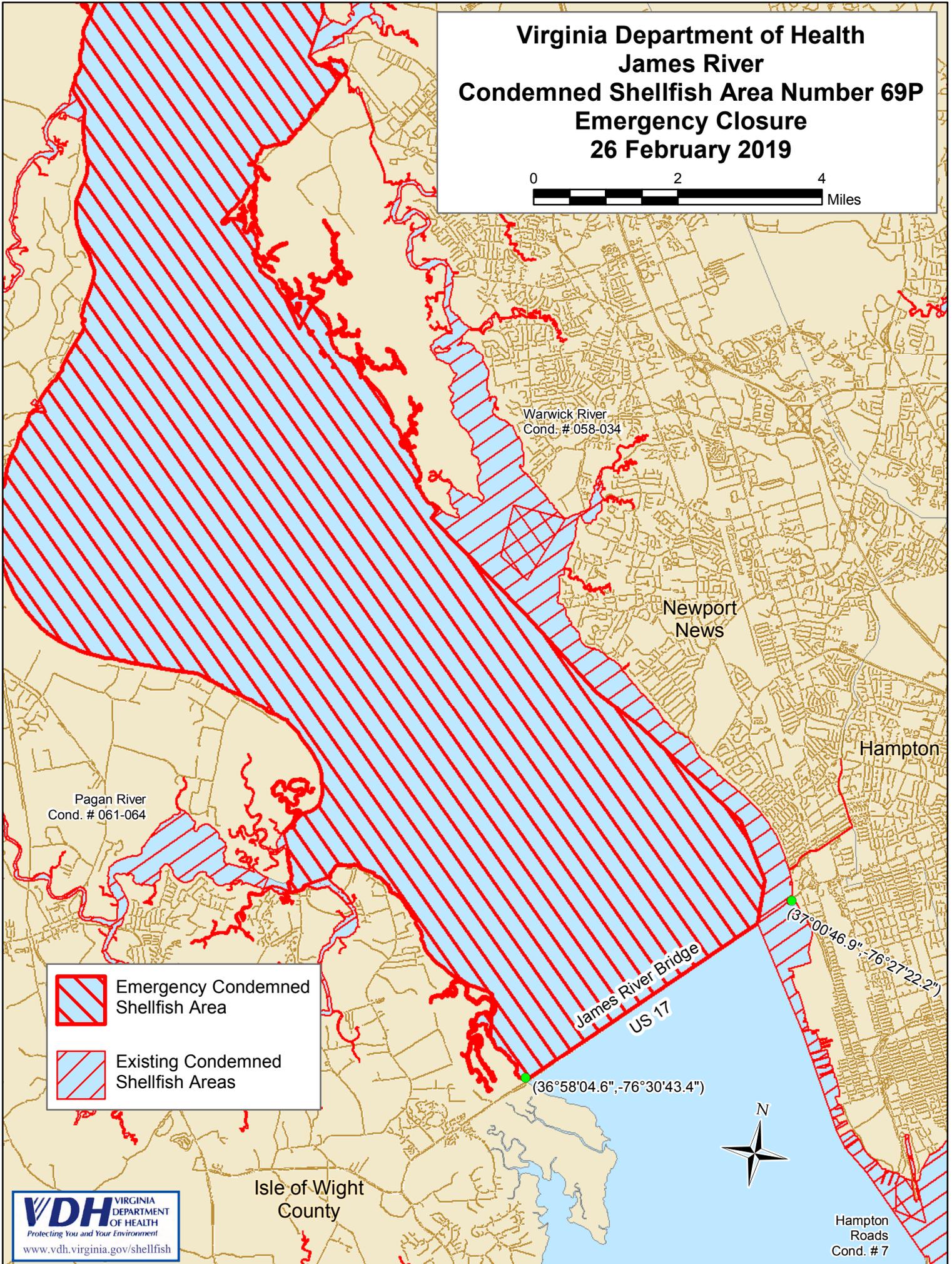
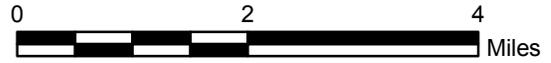
Recommended by: *B. Keith Skiles*
 Director, Division of Shellfish Safety

Ordered by: *M. Norman Oliver* (Chief Deputy Commissioner in lieu of Dr. Oliver)
 State Health Commissioner

Date 2/26/19



Virginia Department of Health
James River
Condemned Shellfish Area Number 69P
Emergency Closure
26 February 2019



-  Emergency Condemned Shellfish Area
-  Existing Condemned Shellfish Areas