

"PERTAINING TO THE SETTING OF FISHING DEVICES PROXIMATE TO THE CHESAPEAKE BAY BRIDGE-TUNNEL"**REGULATION 4 VAC 20-80-10 ET SEQ.****PREAMBLE**

This regulation establishes areas proximate to the Chesapeake Bay Bridge-Tunnel where certain fishing devices are prohibited.

This regulation is promulgated pursuant to the authority contained in §28.2-201 of the Code of Virginia. This regulation amends and re-adopts Regulation 4 VAC 20-80-10 et seq., which was adopted on June 22, 1999 and was effective July 1, 1999. The effective date of this regulation is July 29, 2005.

4 VAC 20-80-10. Purpose.

The purpose of this chapter is to promote the general welfare of the seafood industry by avoiding gear conflicts proximate to the Chesapeake Bay Bridge-Tunnel.

4 VAC 20-80-20. Gill Nets.

It shall be unlawful for any person to set, place, or fish a gill net of any type in an area extending 250 yards from either span of the Chesapeake Bay Bridge-Tunnel. For purposes of this section, the distance shall be measured from the outer edges of each span and shall extend from the low water mark on Fishermans Island to the one-mile marker on the south end of the bridge-tunnel.

4 VAC 20-80-30. Fixed fishing devices; fish pots, eel pots.

It shall be unlawful for any person to set, place, or fish a fixed fishing device, fish pot or eel pot, of any type in an area extending 250 yards from either span of the Chesapeake Bay bridge-tunnel. For purposes of this section, the distance shall be measured from the outer edges of each span, and shall apply anywhere along the bridge-tunnel and its causeways.

4 VAC 20-80-40. PENALTY.

As set forth in § 28.2-903 of the Code of Virginia, any person violating any provision of this chapter shall be guilty of a Class 3 misdemeanor, and a second or subsequent violation of any provision of this chapter committed by the same person within 12 months of a prior violation is a Class 1 misdemeanor.

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REGULATION 4 VAC 20-80-10 ET SEQ.

This is to certify that the foregoing is a true and accurate copy of the regulation passed by the Marine Resources Commission, pursuant to authority vested in the Commission by §28.2-201 of the Code of Virginia, duly advertised according to statute, and recorded in the Commission's minute book, at meeting held in Newport News, Virginia on July 26, 2005.

COMMONWEALTH OF VIRGINIA
MARINE RESOURCES COMMISSION

BY: W. A. Pruitt
WILLIAM A. PRUITT
COMMISSIONER

Subscribed and sworn to before me this 29th day of July, 2005.

My Commission expires December 31, 2008.

Rebecca R. Cawthon
Notary Public