



The Commonwealth of Massachusetts

Division of Marine Fisheries

251 Causeway Street, Suite 400, Boston, MA 02114
p: (617) 626-1520 | f: (617) 626-1509
www.mass.gov/marinefisheries



MAURA T. HEALEY
Governor

KIMBERLEY DRISCOLL
Lt. Governor

REBECCA L. TEPPER
Secretary

RONALD S. AMIDON
Commissioner

DANIEL J. MCKIERNAN
Director

January 18, 2023

Board of Selectmen
Town of Yarmouth
Town Hall
1146 Route 6A
South Yarmouth, MA. 02664

Mark S. Ells, Town Manager
Town of Barnstable
Town Offices
367 Main Street
Hyannis, MA 02601

Ladies and Gentlemen:

The Division of Marine Fisheries (DMF) conducted toxicity screening of shellfish from Hyannis Harbor (shellfish growing area SC27) and Lewis Bay (SC28) in the Towns of Barnstable and Yarmouth following a precautionary closure due to a bloom of the phytoplankton *Pseudo-nitzschia* spp. which is known to produce **Amnesic Shellfish Poisoning** (ASP) toxins in shellfish. DMF has determined that shellfish from these areas are safe and that the areas may be re-opened to harvest of shellfish for direct human consumption.

Therefore, under authority of Massachusetts General Laws, Chapter 130, Section 74A, the precautionary closure issued on January 13, 2023 will be rescinded and the status of the below-defined areas will be changed to **"OPEN TO SHELLFISHING"**, **effective at sunrise on January 19, 2023**. Bivalve shellfish in areas currently classified as APPROVED and in the "open" status may now be harvested for direct human consumption subject to local rules and regulations under authority of Massachusetts General Laws Chapter 130, section 52. Similarly, those areas classified as CONDITIONALLY APPROVED and in the "open" status are subject to the classification conditions.

AREAS OPEN TO THE HARVEST OF ALL BIVALVE SHELLFISH

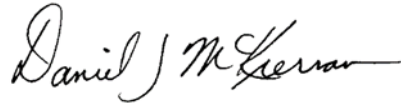
SC27 Hyannis Harbor

"The waters, flats and all tributaries of Hyannis Harbor in the Towns of Barnstable and Yarmouth, northerly of a line drawn from the Hyannis Harbor Light at the eastern end of the Breakwater in the Town of Barnstable to Point Gammon Lighthouse in the Town of Yarmouth and southerly of a line drawn from the southern end of Dunbar Point in the Town of Barnstable to the northern tip of Smith Neck in the Town of Yarmouth." (1,017 acres)

SC28
Lewis Bay

“The waters, flats and all tributaries of Lewis Bay in the Towns of Barnstable and Yarmouth, northeasterly of a line drawn from the southern end of Dunbar Point in the Town of Barnstable to the northern tip of Smith Point in the Town of Yarmouth.” (1,265 acres)

Sincerely,

A handwritten signature in black ink that reads "Daniel J. McKiernan". The signature is written in a cursive style with a long horizontal flourish at the end.

Daniel J. McKiernan, Director
Massachusetts Division of Marine Fisheries

cc: P. Moran, C. Baker, OLE
J. Kennedy, DMF
R. Amidon, DFG
J. Hobill, DEP
FDA, DPH
A. Croteau, Barnstable Shellfish Constable
B. Bonnetti, Yarmouth Shellfish Constable