

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Marine Resources

123 Kings Park Blvd. (Nissequogue River State Park), Kings Park, NY 11754

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EMERGENCY DESIGNATION OF SHELLFISH LANDS IN THE STATE OF NEW YORK AS UNCERTIFIED FOR THE HARVEST OF SHELLFISH


Pursuant to the provisions of Subdivisions 13-0307 (1) and (2) and Subdivision 13-0309 (1) of the Environmental Conservation Law and Section 42.17 and 47.4 of Title 6 of the Official Compilation of Codes, Rules and Regulations of the State of New York, and due to the extremely heavy rainfall and extraordinary amounts of stormwater runoff and localized street flooding associated with the rainfall event of July 16, 2023 which may result in conditions causing shellfish to be hazardous for use as food, I, Debra A. Barnes, Chief, Bureau of Shellfisheries of the Department of Environmental Conservation, hereby designate the shellfish lands described below as **UNCERTIFIED effective immediately on July 17, 2023** and continuing until a determination is made that water quality in the affected areas meets the criteria for certified shellfish lands.

Accordingly, it is unlawful to harvest shellfish from the following areas:

- 1. Towns of Babylon and Islip:** All that area of Great South Bay and its tributaries bounded by a line extending southerly from the Amityville Creek Entrance Light "1" along the western edge of the Amityville Cut to State Boat Channel Light "29" and then continuing southerly to the southern shore of the state boat channel west of West Gilgo Boat Basin; the northbound spans of the Robert Moses Causeway; and Jones Beach Island.
- 2. Towns of Islip and Brookhaven (south shore):** All that area of Great South Bay, Nicoll Bay, and their tributaries lying westerly and northerly of a line extending northerly from the northernmost point of land of Captree Island at the base of the northbound span of the Robert Moses Causeway to Dickerson Channel Buoy "6", then extending easterly from Dickerson Channel Buoy "6" to North Channel Buoy "4", then continuing easterly from North Channel Buoy "4" through North Channel Buoys "6" and "8" to East Channel Buoy "28", then continuing easterly from East Channel Buoy "28" through East Channel Buoys "32", "34", to East Channel Buoy "35", and continuing northerly from East Channel Buoy "35" to the southernmost point of land at Blue Point.
- 3. Towns of Brookhaven (south shore) and Southampton:** All that area of Moriches Bay and its tributaries lying east of Smith Point Bridge and lying west of the Jessup Lane Bridge in Westhampton Beach.
- 4. Town of Southampton:** All that area of Shinnecock Bay, Cold Spring Pond, North Sea Harbor, Noyac Creek, and Sag Harbor and its tributaries.
- 5. Town of East Hampton:** All Town underwater lands in the creeks, coves, and harbors within the Town of East Hampton, including all that area of Sag Harbor and its tributaries, Northwest Harbor lying south and east of a line extending northeasterly from the westernmost point of land at the entrance to Northwest Creek, to the foot of Mile Hill Road, and, all that area of Three Mile Harbor, Hog Creek, Accabonac Harbor, Napeague Harbor, Montauk Harbor (Montauk Lake).
- 6. Town of Southold:** All that area of Fishers Island Sound.
- 7. Town of Brookhaven (north shore):** All that area of Stony Brook Harbor including its tributaries.

I hereby certify that this is the original thereof.

Dated: July 17, 2023
Kings Park, New York


Debra A. Barnes, Chief
Bureau of Shellfisheries