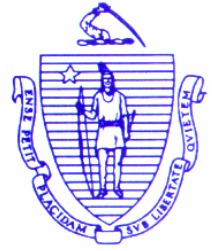




**Paul J. Diodati**  
Director

*Commonwealth of Massachusetts*  
**Division of Marine Fisheries**  
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July 8, 2005

Boards of Selectmen of: Barnstable, Yarmouth, Dennis, Brewster, Orleans, Eastham, and Wellfleet

Ladies & Gentlemen:

The Division of Marine Fisheries has determined that shellfish, except for surf clams (*Spisula solidissima*), ocean quahogs (*Arctica islandica*), whole scallops in the shell or with roe-on, and carnivorous snails, from the below-defined areas **no longer contain biotoxins (PSP)** from the phytoplankton Alexandrium (spp) in excess of established standards.

Therefore, under authority of Massachusetts General Laws, Chapter 130, Section 74A, 75 and 322 CMR 7.01 (7) **at sunrise on July 8, 2005**, the below-defined areas will revert to their former status prior to the PSP closures of May 26, 2005. Those areas classified as APPROVED and in the "open" status to shellfish harvesting are now open to the harvest of shellfish, **except surf clams, ocean quahogs, whole scallops in the shell and with roe-on, and carnivorous snails**, 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 are open subject to the classification conditions.

**STATUS: OPEN TO SHELLFISHING**

**Cape Cod Bay**  
**CCB: 8, 9, and 15-34**

"The waters, flats and all tributaries of those areas (CCB:8 and 9, and CCB:15 – 34 ) out to three miles in Cape Cod Bay from the Wellfleet/Truro town line to the Barnstable/Sandwich town line.

Sincerely,

Paul J. Diodati  
Director

cc: J. Hanlon, K. Dolan, R. Chausse, DELE  
D. McKiernan, M. Hickey, DMF  
WPC, DEP  
FDA  
DPH

Constables of: Barnstable, Yarmouth, Dennis, Brewster, Orleans, Eastham, Wellfleet