NOTICE TO ALL SHELLFISH HARVESTERS in the TOWN OF SOUTHAMPTON
"CONDITIONAL SHELLFISHING HARVEST PROGRAM" for
NORTH SEA HARBOR

Pursuant to the provisions of Title 6 NYCRR 47.3 (b), the New York State Department of Environmental Conservation, in cooperation with the Town of Southampton, will initiate a "Conditional Shellfish Harvest Program" on Wednesday, January 13, 2021, in portions of the uncertified shellfish lands in North Sea Harbor, as described below.

1. **CONDITIONAL AREA DESCRIPTION:**

   NORTH SEA HARBOR:
   
   • All of the uncertified shellfish lands in North Sea Harbor lying south of a line extending southeasterly from the northeasternmost point of land at Conscience Point, to the northern corner of the bulkhead located at 317 Noyack Road and all that area lying east of a line extending southerly from the northeasternmost point of land at Conscience Point, to the orange marker (40° 56.176' N, 72° 24.912' W) at the northeastern corner of the bulkhead at 230 Shore Road, Southampton. If this marker is removed, missing, or not in its original position the harvesting of shellfish in this portion of North Sea Harbor will be suspended.

   • All that area of North Sea Harbor lying east of a line extending southerly from the southernmost point of land located at the residence of 102 Towd Point Road, to the northeastern corner of the bulkhead located at 317 Noyack Road, and all that area of Fish Cove.

2. **CONDITIONS TO BE MET:**

   When not more than 0.45 inches of liquid precipitation is recorded for each of seven successive days, the area will be "OPEN" for shellfish harvesting on the eighth day and will remain "OPEN" until more than 0.45 inches of rain is recorded within a 24-hour period.

3. **PUBLIC NOTIFICATION:**

   (a) Each morning the Southampton Town Trustees will record a message describing the status of the North Sea Harbor conditional harvest area. This message can be heard by calling 631-287-5724 after 8:30 A.M., seven days a week.

   (b) Telephone calls regarding the status of these areas may also be made to the Trustees Office at 631-287-5717. For general conditional program questions, calls can be made to the NYSDEC Shellfisheries Bureau at 631-444-0492.

   (c) A copy of the official order designating the area as "OPEN" or "CLOSED" will be posted at the NYSDEC Division of Marine Resources Office in East Setauket, NY.

4. **HOURS OF OPERATION & PROGRAM DURATION:**

   • Shellfish harvesting will be permitted from 9:00 A.M. to 4:00 P.M. each day, provided the conditional area is in the "OPEN" status.

   • Harvesting shall be prohibited in this conditional area before 9:00 A.M. and after 4:00 P.M., on those days the area is in the "OPEN" status.

   • The program will be in effect from Wednesday, January 13, 2021 through Friday, April 30, 2021, both dates inclusive.

**NOTE:** The program will be suspended for Martin Luther King Day (1/18/21), President’s Day (2/15/21), and Good Friday (4/2/2021).
5. **SPECIAL NOTES**:

(a) It is the responsibility of the harvester to determine whether the “OPEN” message has been given for that particular day prior to harvesting in this conditional area. Until the official “OPEN” message is given (by 8:30 A.M.) through the notification procedure described above, the area remains **Uncertified** and harvesting is prohibited.

(b) **This program may be suspended, revised, or canceled at any time** if any of the following conditions are met: the orange marker at the end of Shore Road is missing, removed, or repositioned; if the bacteriological water quality is found to be in contravention of the standards for certified shellfish harvesting; if no rainfall reading is available on any particular day; **OR** if any other condition is found to exist which may be a threat to public health.

(c) **Closures due to any extraordinary pollution events, such as rainfall in excess of three (3) inches, may exceed seven days (7) duration** and will require water sampling to determine the sanitary condition of the area prior to re-opening.

**Dated:** January 5, 2021

East Setauket, New York

Debra A. Barnes, Bureau Chief

Shellfisheries, Division of Marine Resources