

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Marine Resources  
123 Kings Park Blvd., Kings Park, NY 11754  
P: (631) 444-0430 | F: (631) 444-0434 | FW.Marine@dec.ny.gov  
www.dec.ny.gov

SPECIAL NOTICE TO SHELLFISH HARVESTERS, TOWN OF BROOKHAVEN  
"CONDITIONAL SHELLFISH HARVESTING PROGRAM" FOR PORT JEFFERSON HARBOR

Pursuant to the provisions of 6 NYCRR Section 47.3(b), the New York State Department of Environmental Conservation, in cooperation with the Town of Brookhaven, will initiate a "conditional shellfish harvesting program" on **Monday, December 11, 2023**, for a portion of the uncertified shellfish lands in Port Jefferson Harbor, as described below.

To properly participate in this program, please take note of the following:

1. CONDITIONAL AREA DESCRIPTION

**Port Jefferson Harbor (PJH):** All that area of Port Jefferson Harbor lying southerly and easterly of a line extending southwesterly from the landwardmost point of the rock ruins located at the foot of Anchorage Road, Belle Terre to lighted bell buoy "5" (G "5" FI G 4s BELL), then continuing southerly to the northernmost point of the fixed dock serving the residence at 53 Chestnut Avenue, East Setauket, and thence continuing along western edge of said dock to the shoreline, and all that area lying northerly of a line extending northeasterly from the flagpole located at the foot of Washington Street, Poquott to the southwesternmost corner of the white chimney, of the white house located at 28 Motts Hollow Road in the village of Belle Terre.

Note: All reference points in this conditional area boundary description, except local landmarks and local names, are taken from the United States Coast Guard Light List Volume 1, 2021.

2. CONDITIONS TO BE MET

- Rainfall Limit of 0.75 inches,
- Proper Operations of the Sewage Treatment Plant,
- Proper Operations of the Northville Industry's Port Jefferson Terminal,
- Boats Removed from Moorings.

When **no more than 0.75 inches** of liquid precipitation is recorded for each of seven (7) successive days, the area may be "OPENED" (certified) for harvesting on the eighth (8) day and may remain "OPEN" until more than **0.75"** of rain is recorded in 24 hours. The Port Jefferson Sewage Treatment Plant (PJSTP) must operate with no malfunctions that could result in the discharge of less than fully treated sewage into Port Jefferson Harbor. Additionally, the program will not begin until all boats are removed from the moorings in the conditional harvest area.

**\*Town of Brookhaven personnel will determine the amount of precipitation, which is recorded daily. Sewage treatment plant staff will determine whether the facility has operated effectively.**

3. PUBLIC NOTIFICATION (631) 451-2526 Daily Status Message: Open or Closed

Daily, Town personnel will determine the status of the area based on rainfall and confirmation of the effective operation of the PJSTP. A message advising harvesters of the status of the area will be available by **calling (631) 451-2526 after 9:45 a.m.**, Monday through Friday.

PRIOR TO HARVESTING IN THIS AREA, **IT IS THE RESPONSIBILITY OF EACH HARVESTER TO CALL THE PHONE NUMBER ABOVE TO LEARN WHETHER THE AREA IS IN THE "OPEN" STATUS FOR THAT PARTICULAR DAY. UNTIL THE "OPEN" MESSAGE IS AVAILABLE VIA THE PUBLIC NOTIFICATION SYSTEM DESCRIBED ABOVE, THE AREA IS UNCERTIFIED AND THE HARVEST OF SHELLFISH IS PROHIBITED.**

A copy of the order designating the area as "OPEN" or "CLOSED" will be posted at the Division of Marine Resources headquarters office in Kings Park, New York.

4. HOURS OF OPERATION & PROGRAM DURATION

Harvesting shall be **permitted** in this conditional area:

- **Monday through Friday**, from **10:00 a.m.** until **3:00 p.m.**, provided the conditional area is in the **"OPEN"** status.

Harvesting shall be **prohibited** in this conditional area:

- before **10:00 a.m.** and after **3:00 p.m.**, on those days the area is in the "open" status;
- on **Saturdays and Sundays**; and,
- **any Town of Brookhaven designated full day or partial day holidays.**

The program will be in effect from **Monday, December 11, 2023 through Tuesday, April 30, 2024**, both dates inclusive.

5. **SPECIAL CONDITIONS**

- **Harvesting will NOT be permitted on Saturdays, Sundays, and any Town of Brookhaven designated full day or partial day holidays when the Town of Brookhaven offices are closed.**
- **Any closures that may result from malfunctions at the Port Jefferson Sewage Treatment Plant may last longer than seven (7) days.** In those circumstances, the conditional harvest area will not re-open until water sampling determines that water quality in the area meets certified area criteria under the conditions of this program.
- **Any closures that may result from a petroleum spill that affects the surface waters of Port Jefferson Harbor may last longer than seven (7) days.** In those circumstances, the conditional harvest area will not re-open until it is determined that water quality in the area meets certified area criteria under the conditions of this program.
- **Similarly, closures due to other 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.

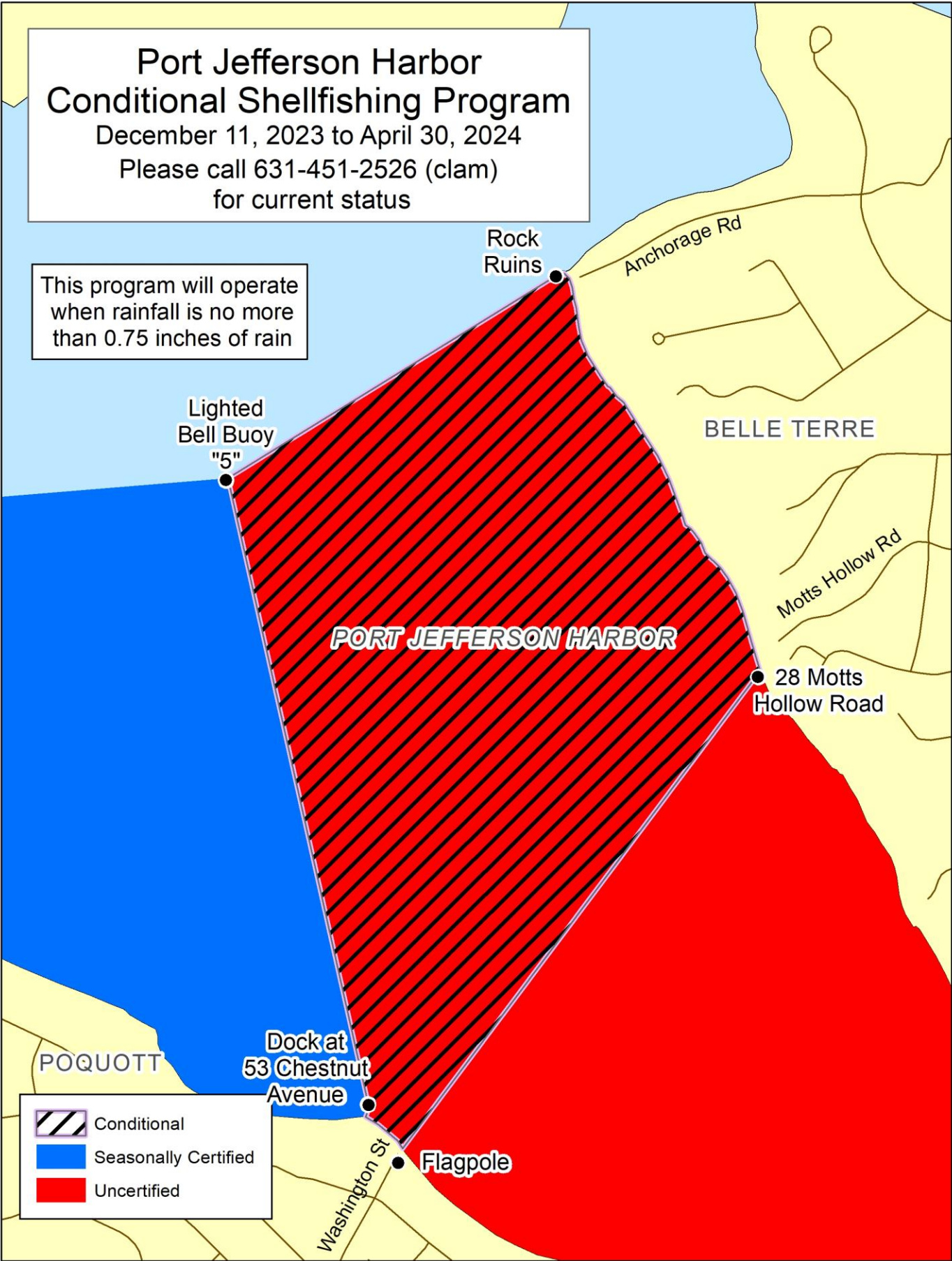
This "conditional shellfish harvesting program" may be suspended, revised, or terminated **at any time** if bacteriological water quality is found to be in contravention of the standards for certified shellfish lands OR if any other condition is found to exist which may be a threat to public health.

**Dated:** November 30, 2023  
Kings Park, New York

Debra Barnes, Chief  
Bureau of Shellfisheries

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The graphic map image below is provided for general guidance only. It should not be used for navigational purposes.



Port Jefferson Harbor  
Conditional Shellfishing Program

December 11, 2023 to April 30, 2024

Please call 631-451-2526 (clam)  
for current status

This program will operate  
when rainfall is no more  
than 0.75 inches of rain

