

"PERTAINING TO TANGIER ISLAND CRAB SCRAPE SANCTUARY"

4 VAC 20-240-10 ET SEQ.

PREAMBLE

This regulation prohibits the setting of crab pots and the taking of hard crabs by any gear in a small area north of Tangier Island.

This regulation is promulgated pursuant to authority contained in §28.2-201 of the Code of Virginia. This regulation amends and re-adopts previous Regulation 4 VAC 20-240-10 et seq., which was adopted June 27, 1995 and effective July 1, 1995. The effective date of this regulation is May 1, 1997.

4 VAC 20-240-10. PURPOSE:

The purpose of this chapter is to minimize gear conflicts existing between crab pot fishermen and crab scrape fishermen in an area of Chesapeake Bay north of Tangier Island.

4 VAC 20-240-20. GEAR LIMITATION, CLOSED AREA:

It shall be unlawful for any person to place, set or fish a crab pot or to harvest hard crabs by any gear in the following area: (all Latitudes and Longitudes are based on North American Datum, 83 (1993)). Beginning near the Northernmost point of Fishbone Island, at 37° 53' 10.4510" north, 76° 00' 08.7703" west; thence in a Northerly direction approximately 0.92 miles to a point near the Eastern shore of Herring Island, at 37° 54' 03.4504" north, 76° 00' 27.7700" west; thence in a Northerly direction approximately 1.67 miles to a point near Peach Orchard Point, at 37° 55' 41.4491" north, 76° 00' 53.7692" west; thence following the shoreline of South Point Marsh to a point on the marsh near South Point, at 37° 55' 19.4499" north, 76° 01' 30.7706" west; thence due west approximately 0.80 miles to the remains of the overhead power cable west of the Westernmost point of Shanks Island at 37° 55' 20.7101" north, 76° 02' 31.6527" west; thence in a Southeasterly direction, along the remains of the overhead power cable, approximately 2.86 miles to a point near Upper Tump, at 37° 52' 50.5065" north, 76° 00' 45.6702" west; thence in a Northeasterly direction approximately 0.59 miles to a point near the Northernmost point of Fishbone Island, the point of beginning.

4 VAC 20-240-30. PENALTY:

As set forth in §28.2-903 of the Code of Virginia, any person violating any provision of this chapter shall be guilty of a Class 3 misdemeanor, and a second or subsequent violation of any provision of this chapter committed by the same person within 12 months of a prior violation is a Class 1 misdemeanor.

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This is to certify that the foregoing is a true and accurate copy of the regulation passed by the Marine Resources Commission, pursuant to authority vested in the Commission by §28.2-201 of the Code of Virginia, duly advertised according to statute, and recorded in the Commission's minute book, at meeting held in Newport News, Virginia on April 22, 1997.

COMMONWEALTH OF VIRGINIA
MARINE RESOURCES COMMISSION

William A. Pruitt
R. D. Gray

BY: _____
WILLIAM A. PRUITT
COMMISSIONER

Subscribed and sworn to before me this 23rd day of April, 1997.

My Commission expires December 31, 2000.

Deborah R. Cawthon

NOTARY PUBLIC