

“PERTAINING TO EASTERN SHORE BAYSIDE MANAGEMENT AREAS”

REGULATION 4 VAC 20-480-10 ,ET. SEQ.

§ 4VAC20-480-10 Purpose.

The purpose of this chapter is to minimize gear conflicts existing between gill net fishermen and hook and line fishermen in the mouths of four Eastern Shore Bayside Creeks.

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0062 §1; eff. July 1, 1990; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

§ 4VAC20-480-20 Prohibition.

During the period June 1 to October 31, inclusive, it shall be unlawful for any person to place, set or fish any gill net, including licensed fixed fishing devices, in the management areas defined below.

1. The Gulf. Beginning at mean low water at the northernmost point of Smith Beach Road (State Route 666); thence in a southwesterly direction along the mean low water line, for approximately one mile, to a point opposite where State Route 666 turns inland; thence due west 500 yards to a point offshore; thence in a northeasterly direction to a point being 500 yards west of mean low water at the end of State Route 630; thence in an easterly direction 500 yards to the mean low water line at the end of State Route 630; thence in a southerly direction across the mouth of the Gulf to the mean low water line at the northernmost point of Smith Beach Road (State Route 666), being the point of beginning.

For Map 1, see Virginia Administrative Code print product.

2. Hungars Creek. Beginning at mean low water at the northernmost point of Hungars Beach; thence in a southerly direction along the mean low water line to the end of State Route 630; thence in a westerly direction 500 yards to a point offshore; thence in a northeasterly direction to a point 500 yards west of mean low water at the southernmost point of Great Neck; thence in an easterly direction to mean low water at the southernmost point of Great Neck; thence in a southwesterly direction to mean low water at the northernmost point of Hungars Beach, being the point of beginning.

For Map 2, see Virginia Administrative Code print product.

3. Nassawadox Creek. Beginning at mean low water at Shooting Point, in a westerly direction for 250 yards; thence in a northwesterly direction to a point 250 yards west of mean low water at Nassawadox Point; thence in an easterly direction to mean low water at Nassawadox Point; thence in a southeasterly direction to the northernmost point of Horse Island; thence in a southwesterly direction to mean low water at Shooting Point, being the point of beginning.

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For Map 3, see Virginia Administrative Code print product.

4. Occohannock Creek. Beginning at mean low water at Sparrow Point, in a westerly direction for 500 yards; thence in a northeasterly direction to a point 500 yards west of mean low water at Powell's Bluff; thence in an easterly direction to mean low water at Powell's Bluff; thence in a southeasterly direction to a point on the eastern headland of Killmon Cove (Old Neck); thence in a southwesterly direction to Sparrow Point, being the point of beginning.

For Map 4, see Virginia Administrative Code print product.

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0062 §2; eff. July 1, 1990; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

§ 4VAC20-480-30 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 this chapter committed by the same person within 12 months of a prior violation is a Class 1 misdemeanor.

CHARTS ACCOMPANYING THIS REGULATION

The Gulf

Hungars Creek

Nassawadox Creek

Occohannock Creek

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0062 §3; eff. July 1, 1990; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

"PERTAINING TO EASTERN SHORE BAYSIDE MANAGEMENT AREAS"**REGULATION 450-01-0062****PREAMBLE**

This regulation establishes four (4) Eastern Shore Bayside Creek Management Areas and prohibits the use of gill nets from June 1 through October 31 in these areas.

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 450-01-0062, which was adopted June 26, 1990 and effective July 1, 1990. The effective date of this regulation is July 1, 1994.

§1. PURPOSE:

The purpose of this regulation is to minimize gear conflicts existing between gill net fishermen and hook and line fishermen in the mouths of four (4) Eastern Shore Bayside Creeks.

§2. PROHIBITION:

During the period June 1 to October 31, inclusive, it shall be unlawful for any person to place, set or fish any gill net, including licensed fixed fishing devices, in the management areas defined below:

- A. The Gulf: Beginning at mean low water at the northernmost point of Smith Beach Road (State Route 666); thence in a southwesterly direction along the mean low water line, for approximately one mile, to a point opposite where State Route 666 turns inland; thence due west five hundred (500) yards to a point offshore; thence in a northeasterly direction to a point being five hundred (500) yards west of mean low water at the end of State Route 630; thence in an easterly direction five hundred (500) yards to the mean low water line at the end of State Route 630; thence in a southerly direction across the mouth of the Gulf to the mean low water line at the northernmost point of Smith Beach Road (State Route 666), being the point of beginning.
- B. Hungars Creek: Beginning at mean low water at the northernmost point of Hungars Beach; thence in a southerly direction along the mean low water line to the end of State Route 630; thence in a westerly direction five hundred (500) yards to a point offshore; thence in a northeasterly direction to a point five hundred (500) yards west of mean low water at the southernmost point of Great Neck; thence in an easterly direction to mean low water at the southernmost point of Great Neck; thence

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in a southwesterly direction to mean low water at the northernmost point of Hungars Beach, being the point of beginning.

- C. Nassawadox Creek: Beginning at mean low water at Shooting Point, in a westerly direction for two hundred fifty (250) yards; thence in a northwesterly direction to a point two hundred fifty (250) yards west of mean low water at Nassawadox Point; thence in an easterly direction to mean low water at Nassawadox Point; thence in a southeasterly direction to the northernmost point of Horse Island; thence in a southwesterly direction to mean low water at Shooting Point, being the point of beginning.
- D. Occohannock Creek: Beginning at mean low water at Sparrow Point, in a westerly direction for five hundred (500) yards; thence in a northeasterly direction to a point five hundred (500) yards west of mean low water at Powell's Bluff; thence in an easterly direction to mean low water at Powell's Bluff; thence in a southeasterly direction to a point on the eastern headland of Killmon Cove (Old Neck); thence in a southwesterly direction to Sparrow Point, being the point of beginning.

§3. PENALTY:

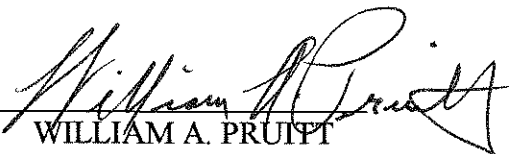
As set forth in §28.2-903 of the Code of Virginia, any person violating any provision of this regulation shall be guilty of a Class 3 misdemeanor, and a second or subsequent violation of any provision of this regulation committed by the same person within twelve months of a prior violation is a Class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

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 its meeting held in Newport News, Virginia on June 27, 1995.

"PERTAINING TO EASTERN SHORE BAYSIDE MANAGEMENT AREAS"

REGULATION 450-01-0062

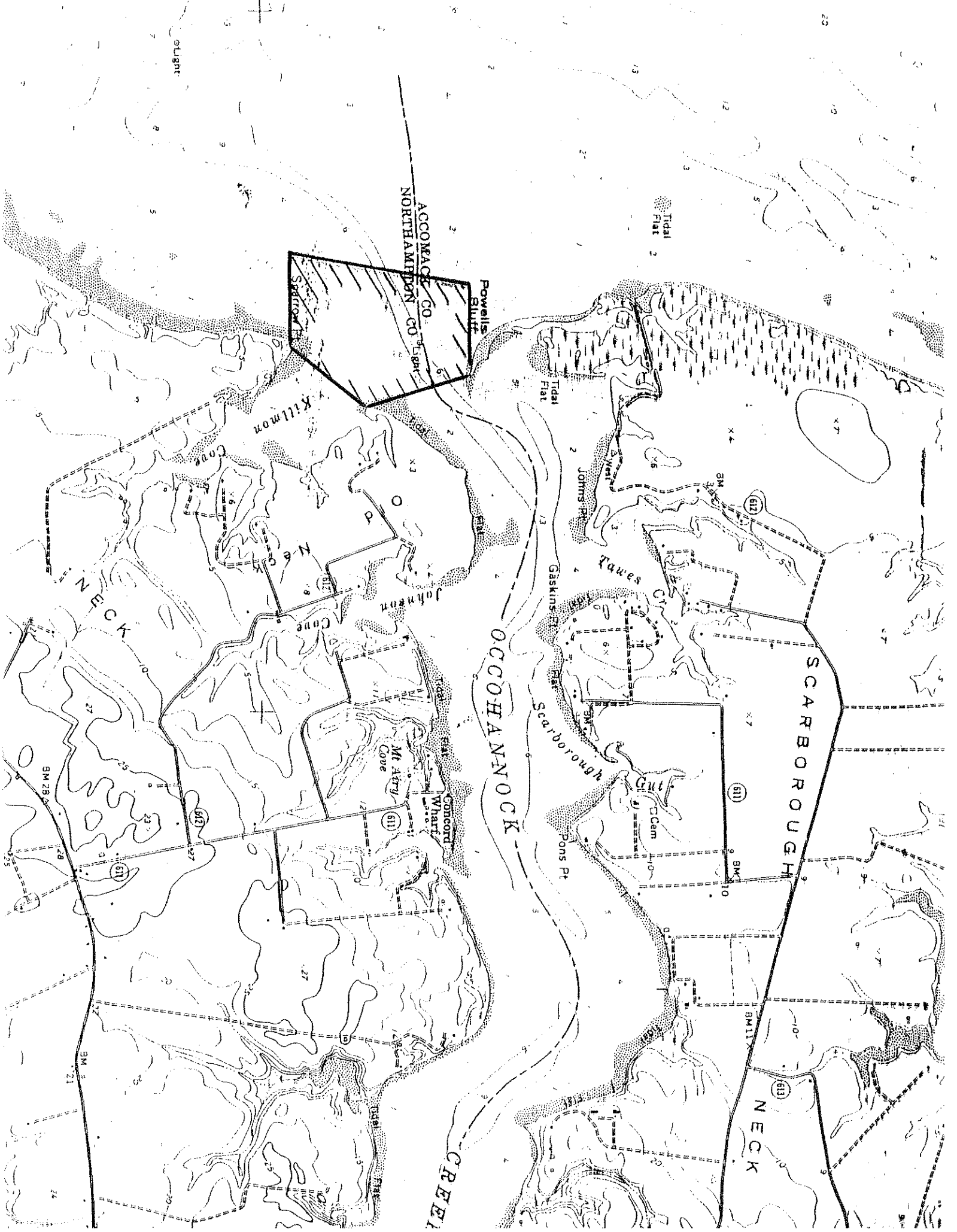
COMMONWEALTH OF VIRGINIA
MARINE RESOURCES COMMISSION

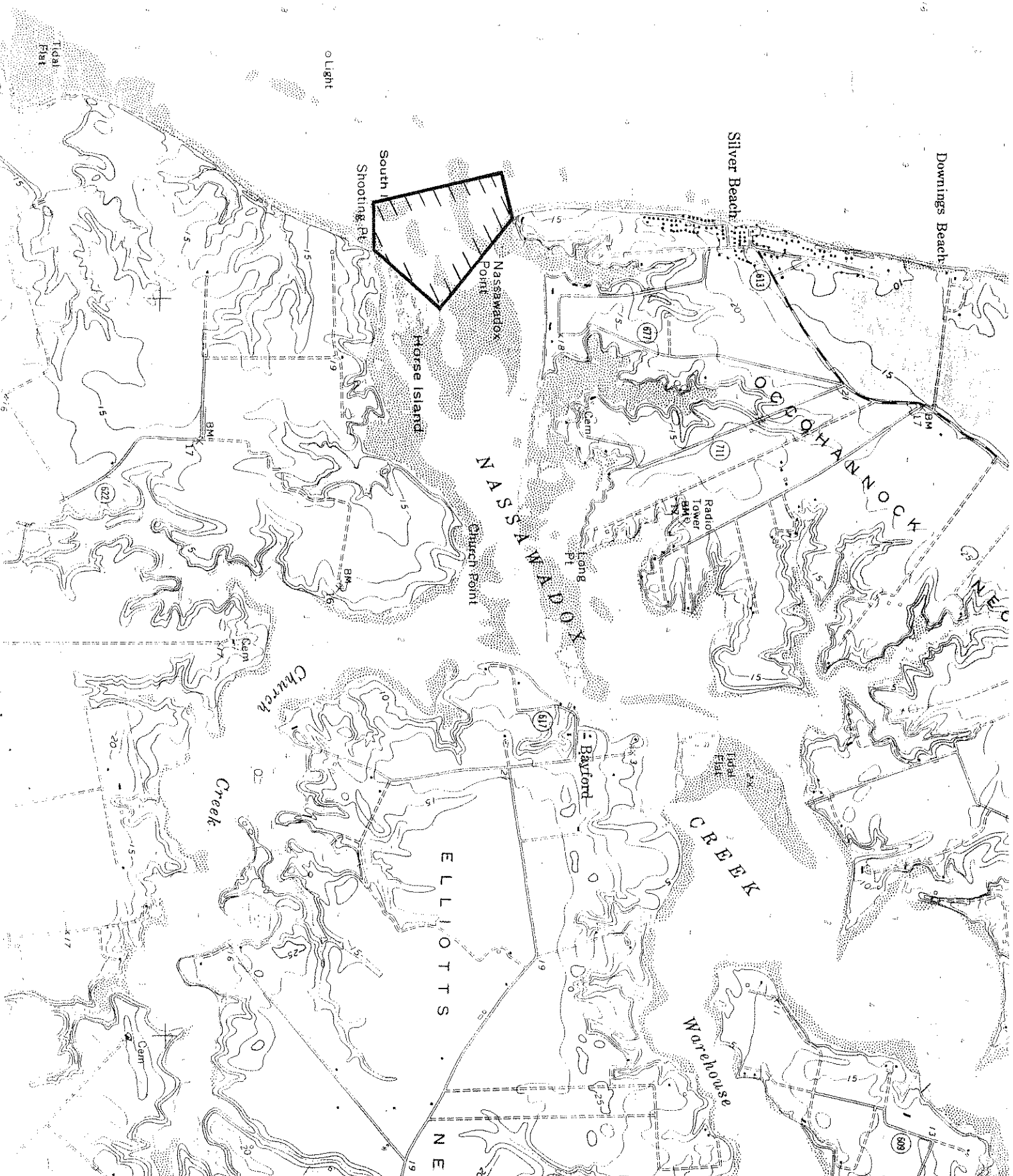
By: 
WILLIAM A. PRUITT
COMMISSIONER

Subscribed and sworn to before me this 27th day of June, 1995.

My Commission expires December 31, 1996.


NOTARY PUBLIC





Downings Beach

Silver Beach

NASSAWADOX

CHANNOCK

ELLIOTTS

CREEK

Warehouse

Horse Island

Church Point

Bayford

South Shooting Pt

Tidal Flat

Light

Cem

Cem

Cem

Tidal Flat

Radio Tower

Long Pt

Bayford

Creek

Church

Cem

609

622

711

67

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