



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

P.O. BOX 402

401 EAST STATE STREET

TRENTON, NJ 08625-0402

CHRIS CHRISTIE
Governor

BOB MARTIN
Commissioner

KIM GUADAGNO
Lt. Governor

ADMINISTRATIVE ORDER NO. 2014-06

In accordance with N.J.S.A. 58:24-1, the Department has inspected places within the jurisdiction of the State from which oysters, clams or other shellfish are taken to be distributed or sold for use as food, for the purpose of ascertaining the sanitary conditions of such oyster and clam beds and other places. As a result of those inspections, the Department has determined that certain waters do not meet the standards for their classification as "Approved" set forth in the Shellfish Growing Water Classification rules at N.J.A.C. 7:12. Accordingly, pursuant to N.J.A.C. 7:12-1.5(b) and the statutory authority granted the Department of Environmental Protection at N.J.S.A. 58:24-2 to ensure that the public health is not at risk from the consumption of shellfish that may have been subjected to pollution or other condition that may render the shellfish dangerous to health, I hereby immediately suspend the harvest of shellfish from the following waters, as further described below:

Delaware Bay - Jacobs Ck/Dunks Pt (94.4 acres)

The above waters are currently classified as "Approved" in accordance with N.J.A.C. 7:12-1.4. To be classified as Approved, the bacteriological quality of water samples at every sample station in the growing area shall not exceed the fecal coliform median or geometric mean of 14 CFU per 100 ml and the estimated 90th percentile shall not exceed 31 CFU per 100 ml. See N.J.A.C. 7:12-1.4(a), incorporating by reference the National Shellfish Sanitation Program (NSSP), Guide for the Control of Molluscan Shellfish, 2011 Revision, available at the U.S. Food and Drug Administration website,

www.fda.gov/Food/GuidanceRegulation/%20FederalStateFoodPrograms/ucm2006754.htm.

Water sampling data collected by the Department over the past four years indicate that the water samples from the waters listed above do not consistently meet the fecal coliform standards for Approved.

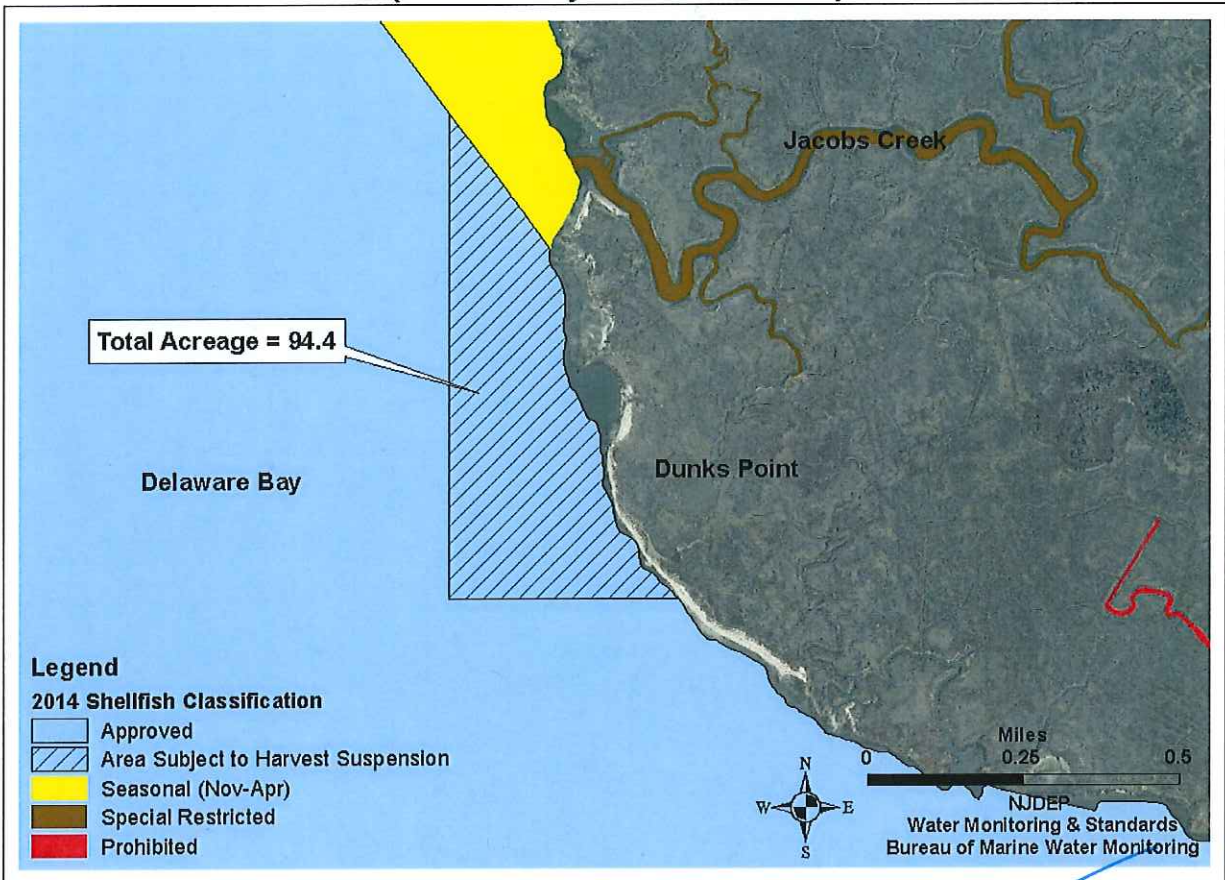
The suspension of harvest in the above-referenced waters shall take effect immediately and continue pending the establishment by rulemaking of the appropriate classification and boundaries of the waters so classified, as provided by N.J.A.C. 7:12-1.5, or until further determination by the Department that the particular area of water subject to the suspension meets the standards for its current Approved classification.

Delaware Bay - Jacobs Creek/Dunk Pts. - 94.4 acres

All of the waters west of Dunks Point beginning at a point southwest of Dunks Point at Latitude 39 degrees 21 minutes 33.4 seconds N., Longitude 75 degrees 23 minutes 25.2 seconds W., then

bearing west to a point at Latitude 39 degrees 21 minutes 33.1 seconds N., Longitude 75 degrees 23 minutes 49.5 seconds W., then bearing north to a point at Latitude 39 degrees 22 minutes 13.6 seconds N., Longitude 75 degrees 23 minutes 50.2 seconds W., then bearing southeast to a point at Latitude 39 degrees 22 minutes 2.4 seconds N., Longitude 75 degrees 23 minutes 39.2 seconds W., then back to the point of origin and terminating.

**Suspension of Shellfish Harvest
(Delaware Bay off of Dunks Point)**



DATE: _____

5/7/2014

Bob Martin, Commissioner