



Town of Oak Bluffs, Massachusetts
BOARD OF HEALTH
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SECTION 17.0 PUBLIC CONSUMPTION OR DONATIONS FROM SPORT FISHING EVENTS

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17.1 Preamble

The purpose of this policy is to safeguard the public health and provide consumers food that is safe, unadulterated, and honestly presented.

17.2 Authority

The Oak Bluffs Board of Health has adopted this regulation pursuant to its authority under MGL 111, section 31.

17.3 Minimal Requirements

There shall be no public consumption or donations of any shark meat from fishing tournaments to food pantries, food banks, etc., unless the fish is processed at a state-licensed fish processing facility that holds a valid permit from the Division of Marine Fisheries.

Prior to giving to a food processing facility, the whole fish must be handled in a sanitary manner, including evisceration and icing as soon as possible, AND proper temperature controls should be in place on board the vessel for handling the fish.

If the fish are transported to another location, they must be in a refrigerated truck and the Division of Marine Fisheries will be notified of any such transport.

The fisherman may keep their own catch for their own personal consumption.



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17.4 Enforcement

The Board of Health or its agent will enforce the provisions of this regulation.

17.5 Penalties

Violation of this regulation may result in a fine of \$1,000.00.

17.6 Severability

If any provisions of this regulation or the application thereof are held to be invalid by a court of competent jurisdiction, invalidity shall be limited to said provision(s) and the remainder of this regulation shall remain valid and effective. Any part of this regulation subsequently invalidated by a new state law or modification of an existing state law shall automatically be brought into conformity with the new or amended law and shall be deemed to be effective immediately, without recourse to a public hearing and the customary procedures for amendment or repeal of such regulation.

Adopted by the Oak Bluffs Board of Health March 24, 2009