



PA-64-2022

ROY COOPER  
*Governor*

ELIZABETH S. BISER  
*Secretary*

KATHY B. RAWLS  
*Director*

## **PROCLAMATION**

### **RE: SHELLFISH POLLUTED AREA**

Kathy B. Rawls, Director, Division of Marine Fisheries, upon the recommendation of Betsey Tilson, M.D., M.P.H., State Health Director, Department of Health and Human Services, hereby announces that the following shellfish area temporary **closures will take effect immediately**.

It is unlawful for any person to take or attempt to take any oysters, clams or mussels or possess, sell or offer for sale any oysters, clams or mussels taken from the following polluted areas:

### **BRUNSWICK / NEW HANOVER / PENDER COUNTIES**

**All those waters** between the permanent closure line near IWW Marker "89" in Ocean Isle, and the South Carolina State Line, to include the Tubbs Inlet area.

**All those waters** in Middle Sound bordered on the north by the Figure Eight Island Bridge and bordered on the south by the Wrightsville Beach Bridge, to include Pages Creek.

**All those waters from the Intracoastal Waterway to the mainland** between IWW Marker "105" (34° 19.4274' N - 77° 42.9507' W) near Green Channel and the Figure Eight Island Bridge.

### **The following also remains closed:**

### **BRUNSWICK / NEW HANOVER / ONSLOW / CARTERET COUNTIES**

**All those waters** bordered on the north by Snows Cut; and bordered on the south by the permanent closure line at Howells Point near IWW Marker "33", to include Cape Fear River and Bald Head Island

**All those waters from the Intracoastal Waterway to the mainland** between the Emerald Isle High-rise Bridge and IWW Beacon "55" (34° 38.5749' N - 77° 10.8033' W), to include the Intracoastal Waterway, Queens Creek, and White Oak River.

**Bogue Sound - All those waters in Bogue Sound** bordered on the east by permanent closure line near Fort Macon; and bordered on the west by the Emerald Isle High-rise Bridge, to include Deer Creek, Hunting Island Bay, Goose Creek, Sanders Creek, Hoop Pole Creek, Tar Landing Bay, and all other creek and tributaries within said boundaries.

**Newport River – All those waters in Newport River** upstream of the Highway 70 High Rise Bridge and the Morehead-Beaufort Causeway, to include all tributaries and Core Creek.

**North River - All those waters in North River** upstream of a straight line beginning at a point 34° 42.1302' N - 76° 36.0815' W at the permanent closure line near Beacon "5"; running northeasterly to a point 34° 43.2724' N - 76° 34.5238' W on the mainland at the Harker's Island Bridge at The Straits, to include Ward Creek.

**Jarrett Bay - All those waters in Jarrett Bay** upstream of a line beginning at a point 34° 45.8170' N - 76° 28.7579' W on the east shore of Spit Bay; thence in a straight line to a point 34° 45.3229' N - 76° 29.1273' W at the southern tip of Davis Island; thence in a straight line near Flashing Beacon #36 to a point 34° 43.7805' N - 76° 30.0180' W the southeast end of Bells Island; thence in a straight line to a point 34° 43.5461' N - 76° 30.3917' W on the Marshallberg shoreline.

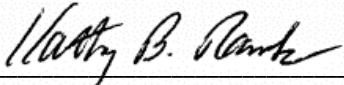
**Oyster Creek - All those waters in Oyster Creek** upstream of a straight line across the mouth, beginning at a point 34° 48.8185' N - 76° 26.9761' W on the west shore; running northeasterly to a point 34° 48.9768' N - 76° 26.6340' W on the east shore.

**Brett Bay - All those waters in Brett Bay** upstream of a straight line from Piney Point to King Point.

**Nelson Bay - All those waters in Nelson Bay** upstream of a line from Drum Point to the northern tip of Fulchers Creek.

**GENERAL INFORMATION:**

- A. This proclamation is issued under the authority of N.C.G.S. 113-170.4; 113-170.5; 113-182; 113-221.1; 143B-289.52 and N.C. Marine Fisheries Commission Rules 15A NCAC 03H .0103 and 03K .0101.
- B. It is unlawful to violate the provisions of any proclamation issued by the N.C. Fisheries Director under his delegated authority pursuant to N.C. Marine Fisheries Commission Rule 15A NCAC 03H .0103.
- C. In accordance with N.C. General Statute 113-221.1(c) all persons who may be affected by proclamations issued by the Fisheries Director are under a duty to keep themselves informed of current proclamations.
- D. These temporary closures are due to rainfall and resultant runoff.

BY:   
Kathy B. Rawls, Director  
DIVISION OF MARINE FISHERIES, DEQ

July 24, 2022  
8:15 A.M.  
PA-64-2022