



PA-89-2022

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 changes in shellfish harvesting areas will take effect at sunrise, Friday, October 7, 2022.

All those waters in New Hanover, Pender, Onslow, and Carteret Counties will return to the status in existence immediately prior to the September 30, 2022, temporary closures **except the following which remains closed:**

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

**All those waters** between Snows Cut and the South Carolina State Line, to include Tubbs Inlet, Shallotte River, Shallotte River Inlet area, Lockwoods Folly River, Lockwoods Folly River Inlet area, Bald Head Island, and Cape Fear River.

**Queens Creek - All those waters in Queens Creek** upstream of a straight line across the mouth, beginning at a point 34° 39.8479' N - 77° 09.1171' W on the west shore; running northeasterly to a point 34° 40.2031' N - 77° 08.4408' W on the east shore near the State Park Boat Ramp.

**White Oak River – All those waters** upstream of a line beginning at a point 34° 41.9497' N - 77° 06.9846' W on the west shore, running easterly near the northern tip of Jones Island to a point 34° 41.9395' N - 77° 05.6599' W on the east shore.

**All those waters from the Intracoastal Waterway to the mainland** in Bogue Sound between Humphrey Point near Goose Creek (34° 41.2885' N - 77° 01.0408' W) and the Emerald Isle High Rise Bridge, to include the Intracoastal Waterway, Deer Creek, and Hunting Island Bay.

**All those waters from the Intracoastal Waterway to the mainland** in Bogue Sound between IWW Marker “14” and IWW Marker “24”, to include the Intracoastal Waterway and Gales Creek.

**Newport River - All those waters in Newport River** upstream of a line beginning at a point 34° 45.6960' N - 76° 43.5180' W on the south shore near Penn Point; running northeasterly to a point 34° 46.5733' N - 76° 42.6350' W on the north shore near the Hardesty Farms subdivision (near the Newport River DMF Shrimp Line).

**Core Creek – All those waters in Core Creek** upstream of a line beginning at a point 34° 46.3210' N - 76° 41.2515' W on the west shore, running easterly near IWW Marker “25” to a point 34° 46.2251' N - 76° 40.5919' W on the east shore near the mouth of Ware Creek.

**All those waters** bordered on the northeast by a line beginning at a point 34° 54.2203' N - 76° 18.8592' W near Hall Point in Atlantic, running southeasterly to Beacon “20”; thence running southwesterly to Beacon “33” in Core Sound; thence running southwesterly to Green Marker “37” off Jarrett Bay; thence running southwesterly to Shell Point on Harkers Island; thence running westerly following the south shore of Harkers Island to a point 34° 42.0981' N - 76° 35.0718' W; thence in a straight line to the permanent closure line near Beacon “5”, to include North River, Whitehurst Creek, Sleepy Creek, the Straits, Jarrett Bay, Oyster Creek, Brett Bay, Nelson Bay, and a portion of Core Sound.

**All those waters** bounded in the north and east by a line beginning at a point 34° 59.1474' N - 76° 16.3156' W on Hog Island, running southeasterly to a point 34° 58.9645' N - 76° 16.1410' W; thence following the shoreline to Hog Island Point; thence running southwesterly to Long Point; thence running to Lookout Point; thence running to Hall Point, to include Thorofare Bay, Barry Bay, Rumley Bay, Cedar Island Bay and Lewis Creek .

**All those waters** upstream of a line beginning at Maw Point, running southeasterly to Fl. Beacon "NR"; thence running southerly to Point of Marsh; thence running easterly to Point of Grass; thence following the shoreline of Cedar Island to the Cedar Island Ferry Terminal, to include Neuse River, Adams Creek, South River, Turnagain Bay, Long Bay, West Bay, and North Bay.

**The following also remains closed:**

**BRUNSWICK / CRAVEN / PAMLICO / BEAUFORT / HYDE / DARE COUNTIES**

**All those waters** between Snows Cut and the South Carolina State Line, to include Tubbs Inlet, Shallotte River, Shallotte River Inlet area, Lockwoods Folly River, Lockwoods Folly River Inlet area, Bald Head Island, and Cape Fear River.

**All those waters** upstream of a line beginning at Maw Point, running southeasterly to Fl. Beacon "NR"; thence running southerly to Point of Marsh; thence running easterly to Point of Grass; thence following the shoreline of Cedar Island to the Cedar Island Ferry Terminal, to include Neuse River, Adams Creek, South River, Turnagain Bay, Long Bay, West Bay, and North Bay.

**All those waters in Pamlico Sound** bordered on the east by a line beginning at a point 35° 20.4723' N -76° 16.1193' W on the mainland; thence running southerly to the southern tip of Great Island Marsh; thence running southwesterly to Maw Point, to include Swanquarter Bay, Rose Bay, Spencer Bay, Pungo River, Pamlico River, Goose Creek, Oyster Creek, Jones Bay, and Bay River.

**All those waters** upstream of a line beginning at Long Shoal Point; thence running southwesterly to the southern tip of Hog Island at 35° 22.0653' N -76° 03.7982' W; thence running southwesterly to Bluff Point; thence westerly to the southern tip of Great Island Marsh, to include West Bluff Bay, Juniper Bay, East Bluff Bay, Wysocking Bay, and Long Shoal River.

**All those waters** bordered on the north and west by a line beginning at a point 35° 28.2328' N - 75° 29.0549' W on the Outer Banks; thence running westerly to a point 35° 28.2938' N - 75° 31.2790' W on Gull Island; thence running southwesterly to Brooks Point.

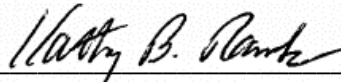
**All those waters** bordered on the north and west by a line beginning at Brooks Point; thence running southwesterly to the southern tip of DOT Island near Hatteras Inlet at 35° 12.1796' N - 75° 45.6698' W; thence running southwesterly to the northern tip of Ocracoke Island.

**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. This proclamation returns the following areas to normal closure boundaries: Middle Sound, Pages Creek, Topsail Sound, Old Topsail Creek, Virginia Creek, Becky Creek, Stump Sound, Alligator Bay, Chadwick Bay, a portion of Bogue Sound, and a portion of Newport River.
- E. These openings are due to satisfactory bacteriological sampling results.

BY: \_\_\_\_\_



Kathy B. Rawls, Director

DIVISION OF MARINE FISHERIES, DEQ

October 6, 2022  
11:40 A.M.  
PA-89-2022