



**PA-21-2023**

**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, Wednesday, April 5, 2023.

All those waters in Brunswick County will return to the status in existence immediately prior to the March 27, 2023 temporary closures.

**The following remains closed:**

**NEW HANOVER COUNTY**

**All those waters** in the Intracoastal Waterway within 250 yards of the dredge spoil discharge pipe on US Army Corps of Engineers Spoil Island #254 near IWW Beacon "134", bounded by a line beginning at a point 34° 09.9631' N - 77° 50.6641' W on the spoil island south of the pipe, running northwesterly to a point 34° 10.0042' N - 77° 50.7691' W in the Intracoastal Waterway, thence running northeasterly to a point 34° 10.1854' N - 77° 50.6647' W in the Intracoastal Waterway, thence running southeasterly to a point 34° 10.1326' N - 77° 50.5335' W on the spoil island north of the pipe.

**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 their 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. It should be noted that shellfish leases or franchises closed on or after April 4, 2023, to allow relaying of shellfish from closed areas remain closed.
- E. This proclamation returns the following areas to normal closure boundaries: Tubbs Inlet, Ocean Isle Beach, and Lockwoods Folly River.
- F. These openings are due to satisfactory bacteriological sampling results.

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

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

April 4, 2023  
11:45 A.M.  
PA-21-2023