



PA-31-2023

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 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:

### **NEW HANOVER / PENDER / ONSLOW COUNTIES**

**All those waters in Masonboro Sound and Greenville Sound** bordered on the north by a line beginning at a point 34° 11.5660'N - 77° 49.6758' W on the mainland; running southeasterly near IWW Marker "129" to a point 34° 11.3991'N - 77° 49.3386' W on the south shore of Shinn Creek; thence running southeasterly to a point 34° 10.9146'N - 77° 48.9429' W on the northern tip of Masonboro Island; and bordered on the south by a line beginning at a point 34° 07.7706'N - 77° 52.0833' W on the mainland near Peden Point; running easterly near IWW Marker "141" to a point 34° 07.6007'N - 77° 51.0328' W on Masonboro Island.

**All those waters in Stump Sound** bordered on the north by the North Topsail High Rise Bridge, and bordered on the south by the Surf City Bridge.

**The following remains closed:**

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

**All those waters** bordered on the east by a line beginning at a point 33° 54.2904' N - 78° 23.6416' W on the mainland near the Bricklanding Road Public Boat Ramp and IWW Beacon "84"; running southerly to a point 33° 54.1932' N - 78° 23.6426' W on Ocean Isle Beach near Ferry Landing Park; and bordered on the west by the South Carolina State Line, to include Tubbs Inlet.

**Shallotte River – All those waters in Shallotte River** upstream of a line beginning at a point 33° 54.8302' N - 78° 22.3626' W near Bowen Point; running southeasterly to a point 33° 54.6139' N - 78° 21.7667' W on Long Point.

**Lockwoods Folly River - All those waters** north of a line beginning at a point 33° 55.5678' N - 78° 13.8043' W on the south shore of Spring Creek near the mouth; running easterly to a point 33° 55.4621'N - 78° 13.1714' W near the northern tip of Sheep Island; thence running southeasterly to a point 33° 55.2284'N - 78° 12.7791' W near the northwest point of Horse Island, to include a portion of the Intracoastal Waterway north of Horse and Sheep Islands.

**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. These temporary closures are due to rainfall and resultant runoff.

BY:



Kathy B. Rawls, Director

DIVISION OF MARINE FISHERIES, DEQ

April 27, 2023  
8:10 A.M.  
PA-31-2023