



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, Saturday, September 9, 2023.

All those waters in Brunswick, Onslow, Carteret, Pamlico, Beaufort, Hyde, and Dare Counties will return to the status in existence immediately prior to the August 5, August 17, August 28, and August 31, 2023 temporary closures, **except the following which remain closed:**

BRUNSWICK / ONSLOW / CARTERET / PAMLICO / HYDE / DARE 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.

Shallotte River – All those waters in Shallotte River upstream of a line beginning at a point 33° 55.3874' N - 78° 22.2861' W on the western shore of the Shallotte River approximately 650 yards south of The Swash; running easterly to a point 33° 55.3385' N - 78° 21.7279' W on the eastern shore of the Shallotte River approximately 650 yards south of Shallotte Creek.

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 bordered on the north by a line beginning at a point 34° 31.1227' N - 77° 22.3142' W on the mainland, running southerly near Beacon “15” to a point 34° 31.0527' N - 77° 22.2654' W on North Topsail Beach, near Galleon Bay; and bordered on the south by the Surf City Bridge, to include the Intracoastal Waterway, Stump Sound, and Alligator Bay.

All those waters bordered on the northeast by a line beginning at a point 34° 37.4184' N - 77° 12.7498' W on the mainland, running southeasterly near IWW Beacon “59” and following the western shore of Shacklefoot Channel to a point on Browns Island at 34° 36.7600' N - 77° 12.1416' W; and bordered on the southwest by IWW Beacon “65A” (34° 32.7006' N - 77° 19.0487' W), to include the Intracoastal Waterway, Salliers Bay, Freeman Creek, and Browns Inlet.

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.

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 northerly to a point 34° 46.5349' N - 76° 43.5087' W on the west shore of Harlowe Creek.

All those waters bordered on the northwest by a line running across the Intracoastal Waterway from a point 35° 13.2876' N - 76° 35.5883' W to a point 35° 13.2846' N - 76° 35.4993' W; and bordered on the east by a line running from Sow Island Point to Bay Point, thence running southerly to Maw Point, thence running

southeasterly to Flashing Beacon "NR", thence running southerly to Point of Marsh, thence running southeasterly to Point of Grass, thence following the shoreline of Cedar Island to the Cedar Island Ferry Terminal, to include Long Bay, West Bay, Turnagain Bay, Neuse River, South River, Adams Creek, Bay River, and Jones Bay.

All those waters in West Bluff Bay and Juniper Bay upstream of a line beginning at Bluff Point, running westerly to the southern tip of Great Island Marsh; thence running northerly to a point 35° 20.4723' N - 76° 16.1193' W on the mainland.

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, 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, 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 Channel Marker "6" off Ocracoke Village; thence running southwesterly to the northern tip of Beacon Island at 35° 05.9383' N - 76° 02.8513' W; thence running southeasterly to the southern tip of Ocracoke Island.

The following also remains closed:

NEW HANOVER / PENDER / CRAVEN 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 in Myrtle Grove Sound bordered on the north 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; and bordered on the south by a line beginning at a point 34° 04.8476' N - 77° 53.0990' W on the mainland; running easterly near IWW Marker "155" to the southern tip of Masonboro Island at 34° 04.8251' N - 77° 52.9092' W.

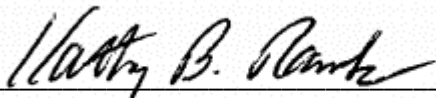
All those waters bordered on the north by a line beginning at a point 34° 31.1227' N - 77° 22.3142' W on the mainland, running southerly near Beacon "15" to a point 34° 31.0527' N - 77° 22.2654' W on North Topsail Beach, near Galleon Bay; and bordered on the south by the Surf City Bridge, to include the Intracoastal Waterway, Stump Sound, and Alligator Bay.

All those waters bordered on the northwest by a line running across the Intracoastal Waterway from a point 35° 13.2876' N - 76° 35.5883' W to a point 35° 13.2846' N - 76° 35.4993' W; and bordered on the east by a line running from Sow Island Point to Bay Point, thence running southerly to Maw Point, thence running southeasterly to Flashing Beacon "NR", thence running southerly to Point of Marsh, thence running southeasterly to Point of Grass, thence following the shoreline of Cedar Island to the Cedar Island Ferry Terminal, to include Long Bay, West Bay, Turnagain Bay, Neuse River, South River, Adams Creek, Bay River, and Jones Bay.

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. This proclamation returns the following areas to normal closure boundaries: Shallotte Inlet, a portion of Shallotte River, Lockwoods Folly Inlet, Lockwoods Folly River, Bear Creek, Bear Inlet, White Oak River, a portion of Newport River, Core Creek, Pamlico River, Pungo River, Spencer Bay, Rose Bay, Swanquarter Bay, Wysocking Bay, and Long Shoal River.
- E. These openings are due to satisfactory bacteriological sampling results.

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

September 8, 2023
11:00 A.M.
PA-79-2023