



PA-135-2020

ROY COOPER
Governor

MICHAEL S. REGAN
Secretary

STEPHEN W. MURPHEY
Director

PROCLAMATION

RE: SHELLFISH POLLUTED AREA

Stephen W. Murphey, 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, November 18, 2020.

All those waters in New Hanover, Pender, and Carteret Counties will return to the status in existence immediately prior to the November 13, 2020, temporary closures, **except the following which will remain closed:**

NEW HANOVER / PENDER / CARTERET COUNTIES

All those waters 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 the South Carolina State Line.

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.

All those waters from the Intracoastal Waterway to the mainland bordered on the north by a line beginning at a point 34° 24.7539' N - 77° 35.6463' W on the mainland near Sloop Point, running southwesterly near IWW Marker "86" to a point 34° 24.6325' N - 77° 35.6860' W near Beacon "BC"; and bordered in the south by IWW Marker "98A" (34° 21.3210' N - 77° 40.8610' W) near Forest Sound Marina, to include Old Topsail Creek.

All those waters bordered in the north by a line beginning at a point 34° 43.6158' N - 76° 52.7718' W on the mainland, running southwesterly to IWW Marker "19"; thence running southerly to a point 34° 41.5263' N - 76° 52.6905' W at the permanent closure line off of Salter Path; thence running southeasterly to a point on Bogue Banks at 34° 41.4488' N - 76° 52.6498' W; and bordered on the south by a line beginning at a point 34° 24.7539' N - 77° 35.6463' W on the mainland near Sloop Point, running southwesterly near IWW Marker "86" to a point 34° 24.6325' N - 77° 35.6860' W near Beacon "BC"; thence running southerly following Banks Channel near Green Markers "21" and "19" to a point 34° 24.0765' N - 77° 35.2697' W on Topsail Beach near Beacon "18", to include a portion of Topsail Sound, Stump Sound, Alligator Bay, Chadwick Bay, New River, Salliers Bay, Freeman Creek, Bear Creek, Queens Creek, White Oak River, and a portion of Bogue Sound.

All those waters from the Intracoastal Waterway to the mainland in Bogue Sound between the permanent closure line near 16th St. in Morehead City and IWW Marker "14" near Gull Harbor.

Newport River - All those waters in Newport River upstream of a line beginning at a point 34° 44.8271' N - 76° 42.1709' W on the south shore near Crab Point; running northeasterly to a point 34° 46.3210' N - 76° 41.2515' W on the west shore of Core Creek.

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.

North River – All those waters in North River upstream of a line beginning at a point on the west shore at 34° 46.0460' N - 76° 37.0517' W, running easterly to a point on the east shore at 34° 46.2731' N - 76° 35.4724' W (near the DMF Shrimp Line).

Ward Creek - All those waters in Ward Creek upstream of a line beginning at a point on the north shore at 34° 46.2731' N - 76° 35.4724' W, running southerly to a point on the south shore at 34° 45.4556' N - 76° 35.1587' W (near the Ward Creek DMF Shrimp Line).

Whitehurst Creek – All those waters in Whitehurst Creek upstream of a straight line across the mouth, beginning at a point 34° 43.5146' N - 76° 33.3428' W on the west shore; running easterly to a point 34° 43.5511' N - 76° 33.1664' W on the east shore.

Wade Creek – All those waters in Wade Creek upstream of a straight line across the mouth, beginning at a point 34° 46.3043' N - 76° 30.0493' W on the north shore; running southerly to a point 34° 46.0324' N - 76° 30.0743' W on the south shore.

The following also remains closed:

BRUNSWICK / ONSLOW COUNTIES


All those waters 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 the South Carolina State Line.

All those waters bordered in the north by a line beginning at a point 34° 43.6158' N - 76° 52.7718' W on the mainland, running southwesterly to IWW Marker “19”; thence running southerly to a point 34° 41.5263' N - 76° 52.6905' W at the permanent closure line off of Salter Path; thence running southeasterly to a point on Bogue Banks at 34° 41.4488' N - 76° 52.6498' W; and bordered on the south by a line beginning at a point 34° 24.7539' N - 77° 35.6463' W on the mainland near Sloop Point, running southwesterly near IWW Marker “86” to a point 34° 24.6325' N - 77° 35.6860' W near Beacon “BC”; thence running southerly following Banks Channel near Green Markers “21” and “19” to a point 34° 24.0765' N - 77° 35.2697' W on Topsail Beach near Beacon “18”, to include a portion of Topsail Sound, Stump Sound, Alligator Bay, Chadwick Bay, New River, Salliers Bay, Freeman Creek, Bear Creek, Queens Creek, White Oak River, and a portion of Bogue Sound.

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: a portion of Middle Sound, a portion of Topsail Sound, a portion of Newport River, a portion of North River, Sleepy Creek, a portion of Jarrett Bay, Oyster Creek, Brett Bay, and Nelson Bay.
- E. These reopenings are due to satisfactory bacteriological sampling results.

BY: 
Stephen W. Murphey, Director
DIVISION OF MARINE FISHERIES, DEQ

November 17, 2020
12:35 P.M.
PA-135-2020