



PA-138-2020

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, Saturday, November 21, 2020.

All those waters in Brunswick and Carteret Counties will return to the status in existence immediately prior to the November 12, and November 13, 2020, temporary closures, **except the following which will remain closed:**

### BRUNSWICK / CARTERET 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, from the Intracoastal Waterway to the mainland**, between IWW Marker "45A", near Cedar Point, and IWW Beacon "55" (34° 38.5749'N - 77° 10.8033' W), to include Queens Creek and White Oak River.

**Bogue Sound - All those waters, from the Intracoastal Waterway to the mainland**, between IWW Beacon "29" and IWW Beacon "33", to include Sanders Creek.

**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:**

### NEW HANOVER / PENDER / ONSLOW 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 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 Fl. Beacon "65A", located just west of Salliers Bay, near New River Inlet, and bordered in 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, and New River.

**All those waters, from the Intracoastal Waterway to the mainland**, between IWW Marker "45A", near Cedar Point, and IWW Beacon "55" (34° 38.5749'N - 77° 10.8033' W), to include Queens Creek and White Oak River.

**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: Tubbs Inlet, Ocean Isle Beach, Shallotte River, Holden Beach, Lockwoods Folly River, and Lockwoods Folly River area; a portion of Bogue Sound, Newport River, Ward Creek, and Whitehurst Creek.
- E. These reopenings are due to satisfactory bacteriological sampling results.

BY: 

Stephen W. Murphey, Director

DIVISION OF MARINE FISHERIES, DEQ

November 20, 2020  
11:20 A.M.  
PA-138-2020