



PA-154-2020

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 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:

CARTERET COUNTY

Bogue Sound – All those waters, from the Intracoastal Waterway to the mainland, between the Morehead City permanent closure line near 16th Street and IWW Beacon “14” near Gull Harbor Marina.

Newport River - All those waters in Newport River upstream of the Highway 70 High Rise Bridge and the Morehead-Beaufort Causeway, to include all tributaries and Core Creek.

Jarrett Bay - All those waters upstream of a line beginning at a point on the east shore of Spit Bay; thence in a straight line to the southern end of Davis Island; thence in a straight line thru Flashing Beacon #36; thence in a straight line to the southeast end of Bells Island, thence in a straight line to a point on the Marshallberg Shoreline.

Oyster Creek - All those waters in Oyster Creek upstream of a straight line across the mouth.

Brett Bay - All those waters in Brett Bay upstream of a straight line from Piney Point to King Point.

Nelson Bay – All those waters in Nelson Bay upstream of a line from Drum Point to the northern tip of Fulchers Creek.

The following also remains closed:

BRUNSWICK / ONSLOW / CARTERET 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.

Lockwoods Folly River - All those waters in Lockwoods Folly River 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, from the Intracoastal Waterway to the mainland, in Stump Sound between the North Topsail High Rise Bridge and Beacon "49" near Morris Landing

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 North Topsail High Rise Bridge, to include Alligator Bay.

New River - All those waters in New River upstream of a line beginning at a point on the north shore at 34° 36.6599' N - 77° 23.8406' W; running southeasterly near Marker "33" to a point on the south shore at 34° 36.0504' N - 77° 23.5911' W.

All those waters, from the Intracoastal Waterway to the mainland, between IWW Marker "45A", near Cedar Point, and IWW Beacon "59" (34° 37.3978' N - 77° 12.6533' W), to include Bear Creek, 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. These temporary closures are due to rainfall and resultant runoff.

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

December 25, 2020
8:00 A.M.
PA-154-2020