Fiscal Note Review of
Proposed Wildlife Resources Commission No-Wake Zone Rule
10F .0355

Contact: Erica Garner, Agency Legal Counsel and Rule-making Coordinator
1701 Mail Service Center
Raleigh, N.C  27699-1701
(919) 707-0014
erica.garner@ncwildlife.org

Impact: State Government: No
Local Government: Minimal
Substantial Impact: No

Authority: G.S. 75A-3: 75A-15

The proposed permanent amendment to 15A NCAC 10F .0355 (APPENDIX 1) establish a no-wake zone on Bethel Creek, a tributary to Yeopim River in Perquimans County.

Perquimans County made formal application to the Wildlife Resources Commission requesting a no-wake zone on Bethel Creek.

Bethel Creek is a narrow creek approximately 150 feet wide and receives a great deal of activity. There are approximately six private boat docks that are used for swimming, fishing, and boat storage at this time and a proposed new subdivision on the North East side of the creek will increase the number of docks and boating traffic. Also, there are two boat ramps, one containing eight boat slips used to store boats within this proposed no wake zone. Law Enforcement officers have already received multiple complaints of near misses from boats running at greater than no-wake speed and conclude that due to the safety concern of small children and families swimming in this narrow waterway, and possible hazards caused by duck blinds and fallen trees, a no-wake zone is warranted.

Perquimans County will mark the no-wake zone and maintain the buoys at a cost of no more than $1,000.

State Impact Analysis: None.
Local Impact Analysis: Perquimans County will mark the no-wake zone and maintain the buoys at a cost of no more than $1,000.
Substantial Economic Impact: There will be no substantial economic impact to the public.
APPENDIX 1

15A NCAC 10F .0355 PERQUIMANS COUNTY

(a) Regulated Areas. This Rule applies to the following waters:

(1) Perquimans River:
   (A) The canals of Holiday Island subdivision; and
   (B) Town of Hertford: that part of the Perquimans River beginning 75 yards northeast of the Perquimans River Bridge (Hertford S-shaped Bridge) parallel to the bridge, shore to shore, and ending approximately 550 yards southwest, at a line from a point on the north shore 36.19300 N, 76.46962 W to a point on the south shore 36.19150 N, 76.47099 W.

(2) Yeopim River:
   (A) The canal entrance between Navaho Trail and Cherokee Trail;
   (B) The canal entrance between Cherokee Trail and Ashe Street;
   (C) The boat ramp at Ashe and Pine Street;
   (D) The canal entrance between Pine Street and Linden Street;
   (E) The canal entrance and boat ramp between Willow Street and Evergreen Drive;
   (F) The canal entrance between Sago Street and Alder Street;
   (G) The swimming area at the Snug Harbor Park and Beach;
   (H) Bethel Creek north of a line from a point on the west shore at 36.09552N, 76.47958W to a point on the east shore at 36.095517N, 76.47735W to a line from a point on the west shore at 36.10532N, 76.48080W to a point on the east shore at 36.10516N, 76.48047W.

(3) Yeopim Creek:
   (A) The canal entrance between Mohave Trail and Iowa Trail;
   (B) The canal entrance between Iowa Trail and Shawnee Trail;
   (C) The area within 75 yards of the Albemarle Plantation Marina Piers; and
   (D) The area of Beaver Cove as delineated by appropriate markers.

(4) Little River: The entrance to the cove known as "Muddy Gut Canal," which extends from the waters known as "Deep Creek."

(b) Speed Limit. No person shall operate any motorboat or vessel at greater than no-wake speed within the regulated area described in Paragraph (a) of this Rule.

(c) Placement and Maintenance of Markers. The Board of Commissioners of Perquimans County is designated a suitable agency for placement and maintenance of markers implementing this Rule.