Fiscal Note Review of
Proposed Wildlife Resources Commission No-Wake Zone Rule
15A NCAC 10F .0330 – Carteret County

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Impact:  State Government: No
Local Government: Yes
Substantial Impact: No

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

The proposed permanent amendment to 15A NCAC 10F .0330 (APPENDIX 1) establishes a no-wake zone on Palmetto Drive Canal in Cedar Point, Carteret County.

The Town of Cedar Point made formal application to the Wildlife Resources Commission requesting a no-wake zone on Palmetto Drive Canal in Cedar Point, Carteret County.

The narrow width of the canal is not conducive to boating at a speed faster than no-wake. There has been an assessment by Law Enforcement that it is in the best interest of boater safety to approve the no-wake zone application and proceed with rule-making.

The Town of Cedar Point will mark the no-wake zone at a cost of no more than $1,000.

State Impact Analysis:  None.
Local Impact Analysis:  Town of Cedar Point will mark the no-wake zone at a cost of no more than $1,000.
Substantial Economic Impact:  There will be no substantial economic impact to the public.
15A NCAC 10F .0330  CARTERET COUNTY

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

1. the waters of Money Island Slough beginning at the east end of Money Island near the Anchorage Marina Basin and ending at the west end of Money Island where Brooks Avenue deadends at the slough;
2. the waters of Taylor Creek located within the territorial limits of the Town of Beaufort;
3. the waters of Pelletier Creek beginning at the entrance to Pelletier Creek at the Intracoastal Waterway and ending at U.S. Highway 70;
4. the waters of Bogue Sound Harbor Channel in Morehead City between Sugar Loaf Island and the seawall on the south side of Evans, Shepard and Shackleford Streets and bounded on the east by the State Ports Authority and on the west by the eastern right-of-way margin of South 13th Street extended;
5. the waters of Gallant's Channel from the US 70 crossing over the Grayden Paul bridge to Taylor's Creek;
6. the waters of Cedar Island Bay and Harbor from N.C. Highway 12 to Cedar Island Bay Channel Light 8;
7. the waters of the small cove on the west side of Radio Island south of Old Causeway Road;
8. the waters of the Newport River beginning at the north side of the Beaufort Drawbridge and ending at marker #6;
9. the waters of Spooners Creek within the territorial limits of the Town of Morehead City as delineated by appropriate markers;
10. the waters of Taylor's Creek from the eastern end of the current no wake zone eastward to Channel Marker #1A;
11. the waters of the Newport River at Bogue Sound including all waters surrounding the Port of Morehead City to Brandt Island as delineated by appropriate markers;
12. the waters of Morgans Creek as delineated by appropriate markers;
13. the waters of Cannonsgate Marina and the Cannonsgate Marina Channel, beginning at its intersection with Bogue Sound at 34.70163 N, 76.98157 W as delineated by appropriate markers; and
14. the waters of the Newport River within 200 yards of the Newport River Beach Access Boat Ramp, beginning at the shore north of the U.S. 70 bridge at a point at 34.72141 N, 76.68707 W, west to a point at 34.72128 N, 76.68893 W, north to a point at 34.72376 N, 76.68911 N, then east to the shore at 34.72371 N, 76.68631 W.
15. the waters of Palmetto Drive canal, a tributary to the White Oak River, beginning at a point on the western shore at 34.67903N, 77.10142W to a point on the eastern shore at 34.67899, 77.10098 and extending the entire length of the canal.

(b) Speed Limit. It is unlawful to operate a motorboat or vessel at a speed greater than no-wake speed while on the waters of the regulated areas designated in Paragraph (a) of this Rule.

(c) Placement and Maintenance of Markers. The Board of Commissioners of Carteret County, with respect to the regulated areas designated in Subparagraphs (1), (3), (5), (6), (7), (8), (10), (12) and (13) of Paragraph (a) of this Rule, and the Board of Commissioners of the Town of Beaufort, with respect to the regulated area designated in Subparagraph (2) of Paragraph (a) of this Rule, and the Board of Commissioners of Morehead City, with respect to Subparagraph (4), (9), and (14) of Paragraph (a) of this Rule, and the North Carolina State Ports Authority, with respect to the regulated area designated in Subparagraph (11) of Paragraph (a) of this Rule are designated as suitable agencies for placement and maintenance of the markers implementing this Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.

History Note: Authority G.S. 75A-3; 75A-15;
Eff. March 4, 1979;
Amended Eff. October 1, 1997; May 1, 1995; June 1, 1994; February 1, 1994; July 1, 1993;
Temporary Amendment Eff. February 1, 1998;
Amended Eff. July 1, 1998;
Temporary Amendment Eff. March 1, 1999; November 1, 1998;
Amended Eff. May 1, 2016, July 1, 2012; September 1, 2010; July 1, 2000.