



**Fiscal Note Review of
Proposed Wildlife Resources Commission No-Wake Zone Rule
15A NCAC 10F .0340 – Currituck County**

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

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

The proposed permanent amendment to 15A NCAC 10F .0340 – Currituck County (APPENDIX 1) will add a no-wake zone in the canals at the Wild Horse Estates Subdivision at Carova Beach, east of the entrance to the canals at Knotts Island Bay.

Currituck County applied for rulemaking to mitigate hazards to boater safety. The multiple canals within Wild Horse Estates Subdivision are very narrow and shallow with many blind turns. The canals become quite congested, especially in the summer when there is increased kayak activity. There are two entrances into the canals from the entrance off Knotts Island Bay at Plover Court.

Currituck County will mark the no-wake zone at an estimated cost of \$3400.00. Currituck County will spend no more than \$400.00 for the Coastal Area Management Act (CAMA) permit that is required under **G.S. § 113A-118** before placing structures in waters in coastal counties. Six 14-inch buoys and anchors and blocks will be purchased at a cost of \$450.00 each, for a total cost of \$2700.00. Two technicians will spend six hours each installing the buoys (12 hours x \$25.00/hr * = \$300.00).

State Impact Analysis: The WRC is responsible for the maintenance of the buoys for the Currituck County no-wake zone at Wild Horse Estates. It is anticipated that the total annual cost to maintain the markers will be no more than \$450.00.

Local Impact Analysis: Currituck County will incur the expense of no more than \$3400.00 for the CAMA permit and purchase and placement of the markers for the no-wake zone at the entrance and within the canals at Wild Horse Estates.

Private Impact: The rule has minimal private fiscal impact. The regulated community will not incur any direct financial cost as a result of this rule change, but their behavior will be restricted in the waters in the canals. However, increased boater safety and safety for the recreationists using non-motorized vessels in the canals along with motorized vessels help mitigate any impact on the regulated community.

Substantial Economic Impact: There will be no substantial economic impact.

APPENDIX 1

15A NCAC 10F .0340 CURRITUCK COUNTY

(a) Regulated Areas. This Rule shall apply to the waters described as follows:

- (1) Bell Island. All canals on Bell Island.
- (2) Walnut Island. All canals in the Walnut Island subdivision in the Village of Grandy.
- (3) Waterview Shores subdivision. All canals in the Waterview Shores subdivision in the Village of Grandy.
- (4) Neal's Creek Landing. The waters of Neal's Creek within 50 yards of Neal's Creek Landing at the end of SR 1133, otherwise known as Neals Creek Road.
- (5) Tull Bay.
 - (A) The waters of the canal off of Tull Bay from its mouth to its end at Tulls Bay Marina, downstream and within the canal leading to Tull's Bay Marina.
 - (B) The canals of the Tulls Bay Colony subdivision in Moyock including the waters 50 yards north along the Mississippi Canal from its intersection with Elizabeth Canal.
- (6) Wild Horse Estates Subdivision. All canals at Wild Horse Estates Subdivision in Carova, east of the entrance to the canals beginning at a line in Knotts Island Bay from a point on the north shore at 36.51429 N, 75.87646 W to a point on the south shore at 36.51238 N, 75.87761 W.

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

(c) Placement of Markers. The Board of Commissioners of Currituck County shall be the designated agency for placement 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. May 1, 1982;
Amended Eff. May 1, 2015; July 1, 1993; January 1, 1991; December 1, 1990; January 1, 1989;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 6, 2016;
Amended Eff. October 1, 2018.*