



PA-144-2018

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:

BRUNSWICK / PENDER / 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 Line, to include Tubbs Inlet.

Lockwoods Folly River - All those waters 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 bordered on the north by a line beginning at a point 34° 33.0934' N - 77° 21.6926' W on the mainland near Hatch Point, running easterly through Marker "76" to Beacon "12", thence running southerly following the dredged channel to the eastern tip of North Topsail Beach at New River Inlet; and bordered on the south by the old Surf City Swing Bridge, to include Stump Sound, Alligator Bay, and Chadwick Bay.

All those waters from the Intracoastal Waterway to the mainland between IWW Beacon "49" (34° 40.2621' N - 77° 07.9802' W), near Swansboro, and IWW Beacon "55" (34° 38.5749' N - 77° 10.8033' W), to include Queens Creek

White Oak River - All those waters in White Oak River upstream of the Highway 24 Bridge at Swansboro.

Bogue Sound - All those waters from the Intracoastal Waterway to the mainland in Bogue Sound between the permanent closure line near 16th St. in Morehead City and IWW Marker "14", near Gull Harbor.

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

North River - All those waters in North River upstream of a straight line beginning at a point 34° 42.1449' N - 76° 36.2801' W at the permanent closure line near Channel Marker #56B; running northeasterly to a point 34° 43.2724' N - 76° 34.5238' W on the mainland at the Harker's Island Bridge at The Straits.

Whitehurst Creek - All those waters in Whitehurst Creek upstream of a straight line across the mouth, beginning at a point 34° 43.5146' N - 76° 33.3428' W on the west shore; running easterly to a point 34° 43.5511' N - 76° 33.1664' W on the east shore.

Sleepy Creek – All those waters in Sleepy Creek upstream of a straight line across the mouth, beginning at a point 34° 43.2745' N - 76° 31.4600' W on the west shore; running easterly to a point 34° 43.2672' N - 76° 31.2792' W on the east shore.

Jarrett Bay - All those waters in Jarrett Bay upstream of a line beginning at a point 34° 45.8170' N - 76° 28.7579' W on the east shore of Spit Bay; thence in a straight line to a point 34° 45.3229' N - 76° 29.1273' W at the southern tip of Davis Island; thence in a straight line near Flashing Beacon #36 to a point 34° 43.7805' N - 76° 30.0180' W the southeast end of Bells Island; thence in a straight line to a point 34° 43.5461' N - 76° 30.3917' W on the Marshallberg shoreline.

Oyster Creek - All those waters in Oyster Creek upstream of a straight line across the mouth, beginning at a point 34° 48.8185' N - 76° 26.9761' W on the west shore; running northeasterly to a point 34° 48.9768' N - 76° 26.6340' W on the east shore.

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:

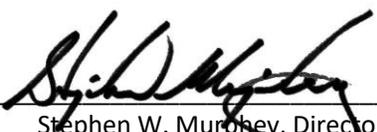
NEW HANOVER / PAMLICO COUNTIES

All those waters from the Intracoastal Waterway to the mainland between IWW Marker “141” (34° 07.7515'N - 77° 51.9560' W) near Peden Point and IWW Marker “155” (34° 04.8189'N - 77° 52.9654' W) near Carolina Beach Inlet.

Bay River - All those waters in Bay River near Vandemere, upstream of a line beginning at a point 35° 10.2319' N - 76° 40.2789' W near Poorhouse Point; running easterly to a point 35° 10.4642' N - 76° 38.1280' W near Petty Point.

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 10, 2018
8:20 A.M.
PA-144-2018