15A NCAC 03R .0108 MECHANICAL METHODS PROHIBITED

The dredges and mechanical methods prohibited areas referenced in 15A NCAC 03K .0204 are delineated in the following coastal water areas:

(1) In Roanoke Sound and tributaries, south of a line beginning at a point 35° 55.1461' N – 75° 39.5618' W on Baum Point, running easterly to a point 35° 55.9795' N - 75° 37.2072' W and north and east of a line beginning at a point 35° 50.8315' N- -75° 37.1909' W on the west side of the mouth of Broad Creek, running easterly to a point 35° 51.0097' N - 75° 36.6910' W near Beacon "17", running southerly to a point 35° 48.6145" N - 75° 35.3760' W near Beacon "7", running easterly to a point 35° 49.0348' N - 75° 34.3161' W on Cedar Point.

(2) In Pamlico Sound and tributaries:

(a) Outer Banks area,within the area described by a line beginning at a point 35°46.0638' N – 75°31.4385' W on the shore of Pea Island; running southwesterly to a point 35°42.9500' N – 75°34.1500' W; running southerly to a point 35°39.3500' N – 75°34.4000' W; running southeasterly to a point 35°35.8931' N – 75°31.1514' W in Chicamacomico Channel near Beacon "ICC"; running southerly to a point 35° 28.5610' N – 75°31.5825' W on Gull Island; running southerly to a point 35° 22.8671' N – 75° 33.5851' W in Avon Channel near Beacon "1"; running southwesterly to a point 35°18.9603' N – 75°36.0817' W in Cape Channel near Beacon "2"; running westerly to a point 35°16.7588' N – 75°44.2554' W in Rollinson Channel near Beacon "42RC"; running southwesterly to a point 35°14.0337' N – 75°45.9643' W southwest of Oliver Reef near the quick-flashing beacon; running westerly to a point 35°09.3650' N – 76°00.6377' W in Big Foot Slough Channel near Beacon "14BF"; running southwesterly to a point 35°08.4523' N – 76°02.6651' W in Nine Foot Shoal Channel near Beacon "9"; running westerly to a point 35°07.1000' N – 76°06.9000; running southwesterly to a point 35°01.4985' N – 76°11.4353' W near Beacon "HL"; running southwesterly to a point 35°00.2728' N – 76°12.1903' W near Beacon "2CS"; running southerly to a point 34°59.4383' N – 76°12.3541' W in Wainwright Channel immediately east of the northern tip of Wainwright Island; running easterly to a point 34°58.7853' N – 76°09.8922' W on Core Banks; running northerly along the shoreline and across the inlets following the COLREGS Demarcation lines to the point of beginning;

(b) Stumpy Point Bay, north of a line beginning at a point 35° 40.9719' N - 75° 44.4213' W on Drain Point; running westerly to a point 35° 40.6550' N - 75° 45.6869' W on Kazer Point;

(c) Pains Bay, east of a line beginning at a point 35° 35.0666' N - 75° 51.2000' W on Pains Point, running southerly to a point 35° 34.4666' N – 75° 50.9666' W on Rawls Island; running easterly to a point 35° 34.2309' N - 75° 50.2695' W on the east shore;

(d) Long Shoal River, north of a line beginning at a point 35° 35.2120' N - 75° 53.2232' W at the 5th Avenue Canal, running easterly to a point 35° 35.0666' N - 75° 51.2000' W on the east shore on Pains Point;

(e) Wysocking Bay:

(i) Wysocking Bay, north of a line beginning at a point 35° 25.2741' N - 76° 03.1169' W on Mackey Point, running easterly to a point 35° 25.1189' N - 76°02.0499' W at the mouth of Lone Tree Creek;

(ii) Mount Pleasant Bay, west of a line beginning at a point 35° 23.8652' N - 76° 04.1270' W on Browns Island, running southerly to a point 35° 22.9684' N - 76° 03.7129' W on Bensons Point;

(f) Juniper Bay, north of a line beginning at a point 35° 22.1384' N - 76° 15.5991' W near the Caffee Bay ditch, running easterly to a point 35° 22.0598' N - 76° 15.0095' W on the east shore;

(g) Swan Quarter Bay:

(i) Cafee Bay, east of a line beginning at a point 35° 22.1944' N - 76° 19.1722' W on the north shore, running southerly to a point 35° 21.5959' N - 76° 18.3580' W on Drum Point;

(ii) Oyster Creek, east of a line beginning at a point 35° 23.3278' N - 76° 19.9476' W on the north shore, running southerly to a point 35° 22.7018' N - 76° 19.3773' W on the south shore;

(h) Rose Bay:

(i) Rose Bay, north of a line beginning at a point 35° 25.7729' N - 76° 24.5336' W on Island Point, running southeasterly and passing near Beacon "5" to a point 35° 25.1854' N - 76° 23.2333' W on the east shore;

(ii) Tooleys Creek, west of a line beginning at a point 35° 25.7729' N - 76° 24.5336' W on Island Point, running southwesterly to a point 35° 25.1435' N - 76° 25.1646' W on Ranger Point;

(i) Spencer Bay:

(i) Striking Bay, north of a line beginning at a point 35° 23.4106' N - 76° 26.9629' W on Short Point, running easterly to a point 35° 23.3404' N - 76° 26.2491' W on Long Point;

(ii) Germantown Bay, north of a line beginning at a point 35° 24.0937' N - 76° 27.9348' W; on the west shore, running easterly to a point 35° 23.8598' N - 76° 27.4037' W on the east shore;

(j) Abel Bay, northeast of a line beginning at a point 35° 23.6463' N - 76° 31.0003' W on the west shore, running southeasterly to a point 35° 22.9353' N - 76° 29.7215' W on the east shore;

(k) Pungo River, Fortescue Creek, east of a line beginning at a point 35° 25.9213' N - 76° 31.9135' W on Pasture Point; running southerly to a point 35° 25.6012' N - 76° 31.9641' W on Lupton Point ;

(l) Pamlico River:

(i) North Creek, north of a line beginning at a point 35° 25.3988' N - 76° 40.0455' W on the west shore, running southeasterly to a point 35° 25.1384' N - 76° 39.6712' W on the east shore;

(ii) Campbell Creek (off of Goose Creek), west of a line beginning at a point 35° 17.3600' N - 76° 37.1096' W on the north shore; running southerly to a point 35° 16.9876' N - 76° 37.0965' W on the south shore;

(iii) Eastham Creek (off of Goose Creek), east of a line beginning at a point 35° 17.7423' N - 76° 36.5164' W on the north shore; running southeasterly to a point 35° 17.5444' N - 76° 36.3963' W on the south shore;

(iv) Oyster Creek-Middle Prong, southwest of a line beginning at a point 35° 19.4921' N - 76° 32.2590' W on Cedar Island; running southeasterly to a point 35° 19.1265' N - 76° 31.7226' W on Beard Island Point; and southwest of a line beginning at a point 35° 19.5586' N – 76° 32.8830' W on the west shore, running easterly to a point 35° 19.5490' N – 76° 32.7365' W on the east shore;

(m) Mouse Harbor, west of a line beginning at a point 35° 18.3915'N - 76° 29.0454' W on Persimmon Tree Point, running southerly to a point 35° 17.1825N - 76° 28.8713' W on Yaupon Hammock Point;

(n) Big Porpoise Bay, northwest of a line beginning at a point 35° 15.6993' N – 76° 28.2041' W on Big Porpoise Point, running southwesterly to a point 35° 14.9276'N - 76° 28.8658' W on Middle Bay Point;

(o) Middle Bay, west of a line beginning at a point 35° 14.8003' N - 76° 29.1923' W on Deep Point, running southerly to a point 35° 13.5419' N - 76° 29.6123' W on Little Fishing Point;

(p) Jones Bay, west of a line beginning at a point 35° 14.0406' N - 76° 33.3312' W on Drum Creek Point, running southerly to a point 35°13.3609' N – 76° 33.6539' W on Ditch Creek Point;

(q) Bay River:

(i) Gales Creek-Bear Creek, north and west of a line beginning at a point 35° 11.2833' N - 76° 35.9000' W on Sanders Point, running northeasterly to a point 35° 11.9000' N - 76° 34.2833' W on the east shore;

(ii) Bonner Bay, southeast of a line beginning at a point 35° 09.6281' N - 76° 36.2185' W on the west shore; running northeasterly to a point 35° 10.0888' N - 76° 35.2587' W on Davis Island Point;

(r) Neuse River:

(i) Lower Broad Creek, west of a line beginning at a point 35° 05.8314' N - 76° 35.3845' W on the north shore; running southwesterly to a point 35° 05.5505' N - 76° 35.7249' W on the south shore;

(ii) Greens Creek - north of a line beginning at a point 35° 01.3476' N - 76° 42.1740' W on the west shore of Greens Creek; running northeasterly to a point 35° 01.4899' N - 76° 41.9961' W on the east shore;

(iii) Dawson Creek, north of a line beginning at a point 34° 59.5920' N - 76° 45.4620' W on the west shore; running southeasterly to a point 34° 59.5800' N – 76° 45.4140' W on the east shore;

(iv) Clubfoot Creek, south of a line beginning at a point 34° 54.5424' N - 76° 45.7252' W on the west shore, running easterly to a point 34° 54.4853' N - 76° 45.4022' W on the east shore;

(v) Turnagain Bay, south of a line beginning at a point 34° 59.4065' N - 76° 30.1906' W on the west shore; running easterly to a point 34° 59.5668' N - 76° 29.3557' W on the east shore;

(s) West Bay:

(i) Long Bay-Ditch Bay, west of a line beginning at a point 34° 57.9388' N - 76° 27.0781' W on the north shore of Ditch Bay; running southwesterly to a point 34° 57.2120' N – 76° 27.2185' W

on the south shore of Ditch Bay; then south of a line running southeasterly to a point 34° 56.7633' N – 76° 26.3927' W on the east shore of Long Bay;

(ii) West Thorofare Bay, south of a line beginning at a point 34° 57.2199' N - 76° 24.0947' W on the west shore; running easterly to a point 34° 57.4871' N - 76° 23.0737' W on the east shore;

(iii) Merkle Bay, east of a line beginning at a point 34° 58.2286' N - 76° 22.8374' W on the north shore, running southerly to a point 34° 57.5920' N - 76° 23.0704' W on Merkle Bay Point;

(iv) North Bay, east of a line beginning at a point 35° 01.8982' N - 76° 21.7135' W on Point of Grass, running southeasterly to a point 35° 01.3320' N - 76° 21.3353' W on Western Point.

(3) In Core Sound and its tributaries,southwest of a line beginning at a point 35°00.1000' N – 76°14.8667' W near Hog Island Reef; running easterly to a point 34°58.7853' N – 76°09.8922' W on Core Banks; and in the following waterbodies and their tributaries:Back Bay, the Straits, Back Sound, North River, Newport River, Bogue Sound and White Oak River.

(4) In any of the coastal waters of Onslow, Pender, New Hanover, and Brunswick counties.

History Note: Authority G.S. 113-134; 113-182; 143B-289.52;

Eff. January 1, 1991;

Amended Eff. July 1, 1993; October 1, 1992; September 1, 1991;

Recodified from 15A NCAC 03R .0008 Eff. December 17, 1996;

Amended Eff. October 1, 2004.