PA-47-2013

PROCLAMATION

RE: SHELLFISH POLLUTED AREA

Dr. Louis B. Daniel III, Director, Division of Marine Fisheries, upon the recommendation of Laura Gerald, M.D., M.P.H., State Health Director, Department of Health and Human Services, hereby announces that the following shellfish area temporary **closure** will **take effect immediately**:

No person shall 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:

CARTERET COUNTY

Newport River – **All those waters** in Newport River north and east of a line beginning on the southwest tip of Core Creek; running easterly to IWW Beacon "24"; running southeasterly following the Intracoastal Waterway to IWW Beacon "28"; running southwesterly following the Intracoastal Waterway to IWW Beacon "34"; running southwesterly following the Intracoastal Waterway to IWW Beacon "38"; running southerly following the Intracoastal Waterway to the Morehead High Rise Bridge; to include Core Creek, the eastern part of Newport River, and the Causeway Bays (See Map).

The following also remains closed:

BRUNSWICK / NEW HANOVER / CARTERET COUNTIES

All those waters between IWW Fl. Beacon "48A" near Lockwoods Folly Inlet and the South Carolina State Line, to include Shallotte River and Tubbs Inlet.

Lockwoods Folly River - All those waters north of a line beginning on the west shore at a point 33°55.7954'N - 78°13.3096' W approximately midway between Genoes Point and Spring Creek; running southeasterly to a point 33°55.2284'N - 78°12.7791' W near the northwest point of Horse Island, to include the open portion of the Atlantic Intracoastal Water Way north of Horse Island.

All those waters within 100 yards from the dredge spoils effluent pipe near Bald Head Island located approximately 200 yards north of the mouth of Bald Head Creek.

All those waters 100 yards from the dredge spoils effluent pipe located across the Intracoastal Waterway from The Tides Marina at US Army Corps of Engineers Disposal Area #267 between IWW Channel Markers "149" and "150".

North River - **All those waters** in North River upstream of a straight line beginning at a point at the permanent closure line near Channel Marker #56B to the mainland side of the Harker's Island Bridge at The Straits.

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. This temporary closure is due to rainfall, resultant runoff, and sampling results.

May 8, 2013
8:50 A.M.
PA-47-2013

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