PA-113-2020

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:

CARTERET COUNTY

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.

Oyster Creek - All those waters in Oyster Creek upstream of the Highway 70 Bridge.

The following also remains closed:

BRUNSWICK / PENDER / ONSLOW / CARTERET / CRAVEN COUNTIES

All those waters between the permanent closure line near IWW Marker "89" in Ocean Isle, and the South Carolina State Line, to include Tubbs Inlet.

Shallotte River - All those waters in Shallotte River upstream of a straight line beginning at a point 33° 55.3874' N – 78° 22.2861' W on the western shore of the Shallotte River approximately 650 yards south of The Swash; running easterly to a point 33° 55.3385' N - 78° 21.7279' W on the eastern shore of the Shallotte River approximately 650 yards south of Shallotte Creek.

All those waters bordered on the northeast by the North Topsail Beach High-rise Bridge, and bordered on the southwest by the Surf City Bridge, to include Stump Sound.

All those waters, from the Intracoastal Waterway to the mainland, between IWW Marker "45A", near Cedar Point, and IWW Beacon "59" (34° 37.3978'N - 77° 12.6533' W), to include Bear Creek, Queens Creek and White Oak River.

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.

<u>South River - All those waters in South River</u> upstream of a line beginning at Sandy Point; running easterly near Beacon "1" to Horton Point.

<u>Adams Creek - All those waters in Adams Creek</u> upstream of a line beginning at a point 34° 57.2754' N - 76° 42.4146' W near Great Neck; running northeasterly to a point 34° 58.0929' N - 76° 40.5944' W near Winthrop 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

September 30, 2020
8:15 A.M.
PA-113-2020