



ROY COOPER  
*Governor*

ELIZABETH S. BISER  
*Secretary*

KATHY B. RAWLS  
*Director*

**SF-10-2021**

## **PROCLAMATION**

### **RE: SHELLFISH MANAGEMENT AREA – CARTERET COUNTY, PAMLICO COUNTY, ONSLOW COUNTY**

**This proclamation supersedes proclamation SF-3-2020, dated August 31, 2020. This proclamation sets boundaries for three enhanced oyster reefs and designates them as Shellfish Management Areas. The areas within these boundaries are closed to the taking of all shellfish and to the use of trawl nets, long haul seines, and swipe net gears.**

Kathy B. Rawls, Director, Division of Marine Fisheries, hereby announces that effective at **12:01 A.M., October 12, 2021**, the following areas are declared Shellfish Management Areas and **are closed** to the taking of all shellfish and to the use of trawl nets, long haul seines, and swipe net gears.

#### **I. AREA DESCRIPTIONS**

##### **A. CARTERET COUNTY**

**Newport River Spat on Shell Enhancement Site ([Map 1](#)):** The area is located in Harlowe Creek of the Newport River. The total area is 0.82 acres in size and is delineated by 4" PVC posts and signs as shown on the attached map. The location of the sites and posts are as follows:

1. 34° 46.4230' N 76° 43.0150' W
2. 34° 46.4200' N 76° 42.9960' W
3. 34° 46.3630' N 76° 43.0140' W
4. 34° 46.3670' N 76° 43.0340' W

##### **B. PAMLICO COUNTY**

**Middle Bay Spat on Shell Enhancement Site ([Map 2](#)):** The area is located in Middle Bay off Big Fishing Point. The total area is 0.83 acres in size and is delineated by 4" PVC posts and signs as shown on the attached map. The location of the sites and posts are as follows:

1. 35° 13.8280' N 76° 29.7680' W
2. 35° 13.8240' N 76° 29.7050' W
3. 35° 13.8050' N 76° 29.7060' W
4. 35° 13.8120' N 76° 29.7700' W

##### **C. ONSLOW COUNTY**

**New River Spat on Shell Enhancement Site ([Map 3](#)):** The area is located in Stones Bay in New River. The total area is 0.94 acres in size and is delineated by 4" PVC posts

and signs as shown on the attached map. The location of the sites and posts are as follows:

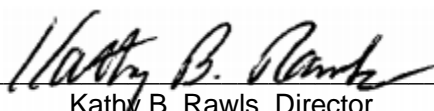
1. 34° 36.1330' N 77° 22.7190' W
2. 34° 36.1280' N 77° 22.6630' W
3. 34° 36.1030' N 77° 22.6650' W
4. 34° 36.1100' N 77° 22.7200' W

## II. RESTRICTIONS

- A. It is unlawful to use trawl nets, long haul seines, and swipe nets in the areas described in Section I.
- B. It is unlawful to take shellfish in the areas described in Section I.

## III. GENERAL INFORMATION

- A. This proclamation is issued under the authority of N.C.G.S. 113-134; 113-170.4; 113-170.5; 113-182; 113-204; 113-221.1; 143B-289.52 and N.C. Marine Fisheries Commission Rules 15A NCAC 03H .0103 and 03K .0103.
- B. It is unlawful to violate provisions of any proclamation issued by the Fisheries Director under their delegated authority pursuant to N.C. Marine Fisheries Commission Rule 15A NCAC 03H .0103.
- C. The intent of this proclamation is to protect Shellfish Management Areas created through the Spat on Shell Demonstration Project to construct harvestable oyster reefs using seeded shell. The project is being led by Farm Bureau and N.C. Sea Grant. The sites will remain closed until the oysters are large and abundant enough for harvest.
- D. The N.C. Division of Marine Fisheries will mark the areas with 4" PVC post markers with signs indicating "Closed Shellfish Management Area" insofar as may be practicable. No unauthorized removal or relocation of any such post marker shall have the effect of changing, nor shall any such post marker affect the applicability of any proclamation or portion thereof. Where there is conflict between post markers and boundaries, the proclamation shall prevail.
- E. In accordance with N.C.G.S. 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.
- F. Contact N.C. Division of Marine Fisheries, P.O. Box 769, Morehead City, NC 28557; 252- 726-7021 or 800-682-2632 for more information or visit the division website at <https://deq.nc.gov/fisheries-management-proclamations>
- G. **This proclamation sets boundaries for three enhanced oyster reefs and designates them as Shellfish Management Areas. The areas within these boundaries are closed to the taking of shellfish and to the use of trawl nets, long haul seines, and swipe net gears.**

By:   
Kathy B. Rawls, Director  
DIVISION OF MARINE FISHERIES

October 8, 2021  
1:07 P.M.