ROY COOPER
Governor

ELIZABETH S. BISER
Secretary

KATHY B. RAWLS
Director

PROCLAMATION

RE: SHELLFISH POLLUTED AREA

Kathy B. Rawls, 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

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.

All those waters bordered on the east by a line beginning at a point 34° 43.5461' N - 76° 30.3917' W along the shore in Marshallburg, thence running in a straight line to the eastern tip of Browns Island, thence running in a straight line to Shell Point on Harkers Island; and bordered in the west by a line beginning at a point along the southwestern tip of Harkers Island at 34° 42.0981' N - 76° 35.0718' W; thence running in a straight line to the permanent closure line near Beacon "5", to include North River, Ward Creek, Straits, Whitehurst Creek, and Sleepy Creek.

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.

The following also remains closed:

BRUNSWICK / NEW HANOVER / ONSLOW COUNTIES

All those waters between IWW Beacon "1" near Southport and the South Carolina State Line, to include Tubbs Inlet, Shallotte River, Shallotte Inlet area, Lockwoods Folly River, and Lockwoods Folly River Inlet area.
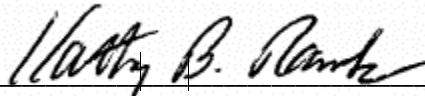
All those waters from the Intracoastal Waterway to the mainland between IWW Marker "129" (34° 11.5153'N - 77° 49.5764' W) near Shinn Creek and IWW Marker "155" (34° 04.8189'N - 77° 52.9654' W) near Carolina Beach Inlet, to include the Intracoastal Waterway and portions of Myrtle Grove and Masonboro Sounds.

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 the Intracoastal Waterway and Queens Creek.

All those waters near the Swansboro waterfront bordered on the southeast by a line starting at a point 34° 40.9479' N -77° 07.1405' W, near IWW Beacon "47", running southwesterly to a point 34° 40.3029' N -77° 08.0079' W, near IWW Beacon "49".

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: _____

Kathy B. Rawls, Director
DIVISION OF MARINE FISHERIES, DEQ

August 22, 2021
7:50 A.M.
PA-91-2021