

1 15A NCAC 03R .0117 is proposed for amendment as follows:

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3 **15A NCAC 03R .0117 OYSTER SANCTUARIES**

4 The Oyster Sanctuaries referenced in 15A NCAC 03K .0209 are delineated in the following ~~coastal water~~
5 ~~areas:~~ Coastal Fishing Waters:

6 (1) Pamlico Sound area:

7 (a) Croatan Sound: within the area described by a line beginning at a point 35° 48.2842' N -
8 75° 38.3360' W; running southerly to a point 35° 48.1918' N - 75° 38.3360' W; running
9 westerly to a point 35° 48.1918' N - 75° 38.4575' W; running northerly to a point 35°
10 48.2842' N - 75° 38.4575' W; running easterly to the point of beginning.

11 (b) Crab Hole: within the area described by a line beginning at a point 35° 43.6833' N - 75°
12 40.5083' W; running southerly to a point 35° 43.5000' N - 75° 40.5083' W; running
13 westerly to a point 35° 43.5000' N - 75° 40.7500' W; running northerly to a point 35°
14 43.6833' N - 75° 40.7500' W; running easterly to the point of beginning.

15 (c) Pea Island: within the area described by a line beginning at a point ~~35° 05.4760' N - 76°~~
16 ~~23.5370' W~~ 35° 40.0800' N - 75° 36.7998' W; running southerly to a point ~~35° 05.4760' N~~
17 ~~- 76° 23.4040' W~~ 35° 39.8400' N - 75° 36.7998' W; running westerly to a point ~~35°~~
18 ~~05.3680' N - 76° 23.4040' W~~ 35° 39.8400' N - 75° 37.0800' W; running northerly to a
19 point ~~35° 05.3680' N - 76° 23.5370' W~~ 35° 40.0800' N - 75° 37.0800' W; running easterly
20 to the point of beginning.

21 (d) Long Shoal: within the area described by a line beginning at a point ~~35° 33.8600' N - 75°~~
22 ~~49.9000' W~~ 35° 33.8600' N - 75° 49.7670' W; running southerly to a point ~~35° 33.8600' N~~
23 ~~- 75° 49.7670' W~~ 35° 33.7510' N - 75° 49.7670' W; running westerly to a point ~~35°~~
24 ~~33.7510' N - 75° 49.7670' W~~ 35° 33.7510' N - 75° 49.9000' W; running northerly to a
25 point ~~35° 33.7510' N - 75° 49.9000' W~~ 35° 33.8600' N - 75° 49.9000' W; running easterly
26 to the point of beginning.

27 (e) Gibbs Shoal: within the area described by a line beginning at a point 35° 27.3550' N - 75°
28 55.9190' W; running southerly to a point 35° 27.1010' N - 75° 55.9190' W; running
29 westerly to a point 35° 27.1010' N - 75° 56.2300' W; running northerly to a point 35°
30 27.3550' N - 75° 56.2300' W; running easterly to the point of beginning.

31 (f) ~~Gull Shoal: within the area described by a line beginning at a point 35° 23.4520' N - 75°~~
32 ~~58.0533' W; running southerly to a point 35° 22.9481' N - 75° 58.0721' W; running~~
33 ~~westerly to a point 35° 22.9596' N - 75° 58.5359' W; running northerly to a point 35°~~
34 ~~23.4638' N - 75° 58.5173' W; running easterly to the point of beginning.~~

35 (f)(g) Deep Bay: within the area described by a line beginning at a point 35° 22.9126' N - 76°
36 22.1612' W; running southerly to a point 35° 22.7717' N - 76° 22.1612' W; running

1 westerly to a point 35° 22.7717' N - 76° 22.3377' W; running northerly to a point 35°
2 22.9126' N - 76° 22.3377' W; running easterly to the point of beginning.

3 ~~(g)~~(h) West Bluff: within the area described by a line beginning at a point 35° 18.3160' N - 76°
4 ~~10.2960' W~~ 35° 18.3160' N - 76° 10.0690' W; running southerly to a point 35° 18.3160' N -
5 ~~76° 10.0690' W~~ 35° 18.1290' N - 76° 10.0690' W; running westerly to a point 35° 18.1290'
6 N - 76° 10.0690' W 35° 18.1290' N - 76° 10.2960' W; running northerly to a point 35°
7 18.1290' N - 76° 10.2960' W 35° 18.3160' N - 76° 10.2960' W; running easterly to the point
8 of beginning.

9 ~~(h)~~(i) Middle Bay: within the area described by a line beginning at a point 35° 14.1580' N - 76°
10 30.1780' W; running southerly to a point 35° 14.1150' N - 76° 30.1780' W; running
11 westerly to a point 35° 14.1150' N - 76° 30.3320' W; running northerly to a point 35°
12 14.1580' N - 76° 30.3320' W; running easterly to the point of beginning.

13 ~~(i)~~(j) Swan Island: within the area described by a line beginning at a point 35° 05.6170' N - 76°
14 ~~27.5040' W~~ 35° 05.6414' N - 76° 26.7651' W; running southerly to a point 35° 05.6020' N -
15 ~~76° 26.7650' W~~ 35° 05.4846' N - 76° 26.7638' W; running westerly to a point 35°
16 05.4850' N - 76° 26.7640' W 35° 05.4992' N - 76° 27.5033' W; running northerly to a point
17 35° 05.4990' N - 76° 27.5030' W 35° 05.6554' N - 76° 27.5041' W; running easterly to the
18 point of beginning.

19 ~~(j)~~(k) Raccoon Island: within the area described by a line beginning at a point 35° 05.4760' N -
20 ~~76° 23.5370' W~~ 35° 05.4760' N - 76° 23.4040' W; running southerly to a point 35°
21 05.4760' N - 76° 23.4040' W 35° 05.3680' N - 76° 23.4040' W; running westerly to a point
22 35° 05.3860' N - 76° 23.4040' W 35° 05.3680' N - 76° 23.5370' W; running northerly to a
23 point 35° 05.3680' N - 76° 23.5370' W 35° 05.4760' N - 76° 23.5370' W; running easterly
24 to the point of beginning.

25 ~~(l)~~ Cedar Island: within the area described by a line beginning at a point 35° 03.4632' N - 76°
26 ~~22.5603' W~~; running southerly to a point 35° 03.1653' N - 76° 22.5699' W; running
27 westerly to a point 35° 03.1731' N - 76° 22.9321' W; running northerly to a point 35°
28 03.4710' N - 76° 22.9226' W; running easterly to the point of beginning.

29 ~~(k)~~(m) West Bay: within the area described by a line beginning at a point 34° 58.8517' N - 76°
30 21.3632' W; running southerly to a point 34° 58.7661' N - 76° 21.3632' W; running
31 westerly to a point 34° 58.7661' N - 76° 21.4735' W; running northerly to a point 34°
32 58.8517' N - 76° 21.4735' W; running easterly to the point of beginning.

33 (2) Neuse River area:

34 (a) Little Creek: within the area described by a line beginning at a point 35° 02.6940' N - 76°
35 ~~30.9840' W~~ 35° 02.6940' N - 76° 30.7940' W; running southerly to a point 35° 02.6940' N -

1 ~~76° 30.7940' W~~35° 02.5380' N - 76° 30.7940' W; running westerly to a point ~~35° 02.5380'~~
2 ~~N - 76° 30.7940' W~~35° 02.5380' N - 76° 30.9840' W; running northerly to a point ~~35°~~
3 ~~02.5380' N - 76° 30.9840' W~~35° 02.6940' N - 76° 30.9840' W; running easterly to the point
4 of beginning.

5 (b) Neuse River: within the area described by a line beginning at a point 35° 00.4910' N - 76°
6 31.9350' W; running southerly to a point 35° 00.3750' N - 76° 31.9350' W; running
7 westerly to a point 35° 00.3750' N - 76° 32.0750' W; running northerly to a point 35°
8 00.4910' N - 76° 32.0750' W; running easterly to the point of beginning.

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10 *History Note:* *Authority G.S. 113-134; 113-182; 113-201; 113-204; 143B-289.52;*
11 *Eff. October 1, 2008;*
12 *Amended Eff. April 1, 2011;*
13 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 9,*
14 *2018;*
15 *Amended Eff. May 1, ~~2021~~ 2021; April 1, 2024.*