

1 15A NCAC 10F .0303 is amended as published in 31:18 NCR 1825 with changes as follows:

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3 **15A NCAC 10F .0303 BEAUFORT COUNTY**

4 (a) Regulated Areas. This Rule applies to the following waters in Beaufort County:

- 5 (1) that portion of Broad Creek south of a line from a point on the east shore at 35.49472 N, 76.95693  
6 W to a point on the west shore at 35.49476 N, 76.96028 W and north of a line from a point on the  
7 east shore at 35.48485 N, 76.95178 W to a point on the west shore at 35.48495 N, 76.95619 W;  
8 (2) that portion of Blounts Creek south of a line 100 yards north of the Blounts Creek Boating Access  
9 Area, from a point on the east shore at 35.40846 N, 76.96091 W to a point on the west shore at  
10 35.40834 N, 76.96355 W, and north of a line 100 yards south of Cotton Patch Landing, from a point  
11 on the east shore at 35.40211 N, 76.96573 W to a point on the west shore at 35.40231 N, 76.96702  
12 W;  
13 (3) the waters of Battalina Creek, within the territorial limits of the Town of Belhaven;  
14 (4) the navigable portion of Nevil Creek extending upstream from its mouth at the Pamlico River;  
15 (5) that portion of Blounts Creek north of a line 35 yards south-southeast of the Mouth of the Creek  
16 Bridge from a point on the east shore at 35.43333 N, 76.96985 W to a point on the west shore at  
17 35.43267 N, 76.97196 W and south of a line 350 yards north-northeast of the Mouth of the Creek  
18 Bridge from a point on the east shore at 35.43553 N, 76.96962 W to a point on the west shore at  
19 35.43645 N, 76.96998 W; ~~and~~  
20 (6) that portion of Tranters Creek east of a line from a point on the north shore at 35.56961 N, 77.09159  
21 W to a point on the south shore at 35.56888 N, 77.09118 W and north of a line from a point on the  
22 east shore at 35.56714 N, 77.08941 W to a point on the west shore at 35.56689 N, 77.09029 ~~W~~ W;  
23 and  
24 (7) the waters of Little Creek beginning at a line near its mouth from a point on the east shore at  
25 35.41917 N, 76.97102 W to a point on the west shore at 35.41900 N, 76.96940 W.

26 (b) Speed Limit. It is unlawful to operate a vessel at greater than no-wake speed in the regulated areas described in  
27 Paragraph (a) of this Rule.

28 (c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Beaufort County and the City Council  
29 of the City of Washington are the designated as suitable agencies for placement ~~and maintenance~~ of the markers  
30 implementing this ~~Rule~~ Rule, subject to the approval of the United States Coast Guard and the United States Army  
31 Corps of Engineers.

32  
33 *History Note: Authority G.S. 75A-3; 75A-15*

34 *Eff. February 1, 1976;*

35 *Amended Eff. September 1, 2013; September 1, 2010; June 1, 1998; April 1, 1997; June 1, 1989;*

36 *March 1, 1987; April 1, 1986; March 4, 1979;*

1                    *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
2                    *6, 2016.*  
3                    *Amended Eff. November 1, 2017.*  
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1 15A NCAC 10F .0323 is amended as published in 31:18 NCR 1824 with changes as follows:

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3 **15A NCAC 10F .0323 BURKE COUNTY**

4 (a) Regulated Areas. This Rule applies only to the following waters or portions of waters in Burke County: County  
5 described as follows:

- 6 (1) Lake Hickory;
- 7 (2) Lake James, delineated by markers consistent with Paragraph (e) of this Rule, at the following  
8 locations:
- 9 (A) Holiday Shores Subdivision;
- 10 (B) Lake James Campground;
- 11 (C) Laurel Pointe Subdivision;
- 12 (D) The waters of Boyd Moore Cove; Cove shore to shore, north of a line from a point on the  
13 northwest shore at 35.76667 N, 81.82337 W to a point on the southeast shore at 35.76558  
14 N, 81.82245 W;
- 15 (E) East Shores development;
- 16 (F) Eastern shore of Lake James at Mallard Cove;
- 17 (G) ~~Highway 126 Bridge, area defined using the North American Datum of 1983 beginning 50~~  
18 ~~yards from the northeast side defined by a shore to shore line extending from state plane~~  
19 ~~coordinates: Northing = 224985.481182, Easting = 348767.698377 to Northing =~~  
20 ~~224912.319514, Easting = 348805.193732, encompassing all waters to a line 200 yards~~  
21 ~~south of the bridge defined by a line extending shore to shore from state plane coordinates:~~  
22 ~~Northing = 224723.881492, Easting = 348679.284125 to Northing = 224835.222394,~~  
23 ~~Easting = 348534.751513; That portion of Lake James shore to shore, beginning 50 yards~~  
24 ~~northeast of the NC Highway 126 bridge at a line from a point on the north shore at~~  
25 ~~35.74398 N, 81.88426 W, to a point on the south shore at 35.74334 N, 81.88383 W, and~~  
26 ~~ending at a line 215 yards southwest of the NC Highway 126 bridge, from a point on the~~  
27 ~~northwest shore at 35.74257 N, 81.88679 W to a point on the southeast shore at 35.74160~~  
28 ~~N, 81.88516 W;~~
- 29 (H) ~~Canal Bridge Boating Access Area: within~~ Within 50 yards of the Canal Bridge Boating  
30 Access area dock;
- 31 (I) ~~South Pointe/Dry Creek Community Piers in the vicinity of the point of land at Lot 86 at~~  
32 ~~the South Pointe Subdivision. Area defined using the North American Datum of 1983 and~~  
33 ~~encompassing waters off the point; from the shoreline, 50 yards out to a perimeter defined~~  
34 ~~by the following State Plane Coordinates: Northing = 226977.08583, Easting =~~  
35 ~~353148.128305; Northing = 226950.431724, Easting = 353076.195527; Northing =~~  
36 ~~227004.286569, Easting = 353011.808157; and Northing = 227082.795442, Easting =~~  
37 ~~353042.59595. The waters within 50 yards of the end of the South Pointe Subdivision~~

1 peninsula from a point east of the peninsula at 35.76399 N, 81.83768 W, and surrounding  
2 the peninsula from a point east of the peninsula at 35.76399 N, 81.83768 W, and  
3 surrounding the peninsula to a point west of the peninsula at 35.76307 N, 81.83648 W; and  
4 (J) The waters of Sherman's Hollow Cove shore to shore, and contiguous with those waters  
5 beginning at a point on the west shore of the mouth of Sherman's Hollow Cove at 35.76423  
6 N, 81.82748 W, extending northeast within 50 yards of Linville Point to a point on the  
7 northeast shore of Linville Point at 35.76596 N, 81.82432 W.

8 (3) Lake Rhodhiss.

9 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed within 50 yards of any designated  
10 public boat launching ramp, bridge, marina, boat storage structure, boat service area, dock, or pier; or while on  
11 designated waters of the areas described in Paragraph (a) of this Rule.

12 (c) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a  
13 marked mooring area established with the approval of the Executive Director, or his representative, on the regulated  
14 areas described in Paragraph (a) of this Rule.

15 (d) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to  
16 enter any marked public swimming area established with the approval of the Executive Director, or his representative,  
17 on the regulated areas described in Paragraph (a) of this Rule.

18 (e) Placement and Maintenance of Markers. The Board of Commissioners of Burke County is the designated a  
19 suitable agency for placement and maintenance of the markers implementing this Rule, subject to the approval of the  
20 United States Coast Guard and the United States Army Corps of Engineers. Engineers, if applicable. With regard to  
21 ~~marking the regulated areas described in Paragraph (a) of this Rule, all of the supplementary standards listed in Rule~~  
22 ~~.0301(g) of this Section shall apply.~~

23  
24 *History Note: Authority G.S. 75A-3; 75A-15; 102-1.1;*  
25 *Eff. July 1, 1976;*  
26 *Amended Eff. December 1, 1995; December 1, 1994; December 1, 1992; March 1, 1992;*  
27 *Temporary Amendment Eff. April 1, 1999;*  
28 *Amended Eff. July 1, 2000;*  
29 *Temporary Amendment Eff. August 15, 2001;*  
30 *Amended Eff. July 1, 2009; May 1, 2009; August 1, 2002;*  
31 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
32 *6, 2016.*  
33 *Amended Eff. November 1, 2017.*  
34

1 15A NCAC 10F .0339 is amended as published in 31:18 NCR 1824 with changes as follows:

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3 **15A NCAC 10F .0339 MCDOWELL COUNTY**

4 (a) Regulated Areas. This Rule applies to the following waters located on Lake James in McDowell County, as  
5 designated by the United States Aids to Navigation system: County:

- 6 (1) ~~that area adjacent to the shoreline of the McDowell Wildlife Club property;~~ the cove east of Old  
7 Wildlife Club Road, beginning at a line from a point on the northwest shore at 35.73649 N, 81.92296  
8 W to a point on the southeast shore at 35.73595 N, 81.92194 W;  
9 (2) ~~that area adjacent to the shoreline of the Marion Moose Club property;~~ those waters including coves,  
10 shore to shore in the vicinity of the Marion Moose Club property, east of the line from a point on  
11 the north shore at 35.72026 N, 81.97292 W, to a point on the south shore at 35.71908 N, 81.97257  
12 W, and south of the line from a point on the west shore at 35.72214 N, 81.96807 W to a point on  
13 the east shore at 35.72305 N, 81.96642 W;  
14 (3) ~~that area known as Morgan Cove;~~  
15 (4) that area within 50 yards of the shoreline at the New Manna Baptist Youth Camp;  
16 (5) that area within 50 yards of the shoreline at Burnett's Landing;  
17 ~~(6) the cove area adjacent to the State Park swimming area;~~  
18 ~~(6)~~ the coves adjacent to Lake James State Park swimming area southeast of a line from a point on the  
19 northeast shore at 35.73402 N, 81.90450 W to a point on the southwest shore at 325.73268 N,  
20 81.90614 W;  
21 ~~(7) the cove area adjacent to the State Park picnic area and dock;~~  
22 ~~(8)~~ (7) that area within 50 yards of camping areas in the Lake James State Park;  
23 ~~(9)~~ (8) that area ~~within 50 yards of the boat launching ramp at the Marion Lake Club;~~ including the cove  
24 between Waterglyn Subdivision and Lakeview Shores Subdivision and extending within 50 yards  
25 of the shoreline of Lakeview Point Subdivision and within 50 yards of the boat launching ramp at  
26 the Marion Lake Club;  
27 ~~(10)~~ (9) that area within 50 yards in either direction from the marina docks in Plantation Point Cove; Cove  
28 southwest of a line from a point on the north shore at 35.71672 N, 81.98065 W to a point on the  
29 south shore at 35.71616 N, 81.98010 W;  
30 ~~(11) that area of Goodman's Landing Cove within 50 yards of the swimming area and boat docks of~~  
31 Goodman's Campground;  
32 ~~(12) that area beginning at the rock shoals located at Deerfield Campground downstream for a distance~~  
33 of approximately 200 yards;  
34 ~~(13) that area along the shoreline of the development known as Lakeview Pointe;~~  
35 ~~(14)~~ (10) that area at the Waterglyn Subdivision Cove;  
36 ~~(15) that area at the North Fork of the Catawba River where it enters Lake James;~~

(11) that area within 50 yards of the boat ramp at Lake James Landing, near the mouth of the North Fork of the Catawba River;

~~(16) (12)~~that area within 50 yards of the Bear Creek Marina; ~~and~~

~~(17) that cove which is bounded by Waterglyn Subdivision to the west beginning at the point of the shoreline known as the Island and extending in a straight line eastward to the boundary between the Carrier and Finger property within Lakeview Shores Subdivision.~~

(13) the waters within 50 yards of the peninsula at Waterglyn Cove Subdivision, from the point on land east of the cove east of Old Wildlife Club Road at 35.73600 N, 81.92185 W to a point on land west of Waterglyn Cove at 35.73549 N, 81.91900 W; and

(14) the waters within 50 yards of the boat ramp in Hidden Cove.

(b) Speed Limit. No person shall operate any motorboat or vessel at greater than no-wake speed within any of the regulated areas described in Paragraph (a) of this Rule.

(c) Restricted Swimming Areas. No person operating or responsible for the operation of any vessel, surfboard or waterskis shall permit the same to enter any marked swimming area located on the regulated area.

(d) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of McDowell County is the designated a suitable agency for placement ~~and maintenance~~ of the markers implementing this Rule Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.

*History Note: Authority G.S. 75A-3; 75A-15;*

*Eff. August 23, 1981;*

*Amended Eff. February 1, 1996; December 1, 1993; March 1, 1992; April 1, 1991;*

*Temporary Amendment Eff. February 1, 1998;*

*Amended Eff. July 1, 1998;*

*Temporary Amendment Eff. February 4, 2000; April 1, 1999;*

*Amended Eff. July 1, 2000;*

*Temporary Amendment Eff. May 1, 2001;*

*Amended Eff. May 1, 2010; July 1, 2008; July 18, 2002;*

*Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 6, 2016.*

*Amended Eff. November 1, 2017.*