

1 15A NCAC 10F .0302 is readopted with changes as published in 32:14 NCR 1390 as follows:

2
3 **15A NCAC 10F .0302 ATLANTIC BEACH**

4 (a) Regulated Areas. This Rule applies shall apply to the following waters in Atlantic ~~Beach~~: Beach in Carteret
5 County:

- 6 (1) the canals ~~within the subdivisions of Atlantic Beach Isles and Sound View Isles within the town~~
7 ~~limits of Atlantic Beach~~; east of the Atlantic Beach Bridge in Sound View Isles subdivision,
8 including the waters of Money Island Slough from its east entrance at 34.70187 N, 76.72941 W to
9 its west entrance at 34.70237 N, 76.73271 ~~[W:] W,~~ and all canals west of the bridge including the
10 canal west of North Shore 1 Drive;
- 11 (2) the waters of Bogue Sound ~~from the east side of Channel Bay Mobile Home Park running westerly~~
12 ~~to the west side of North Shore Mobile Home Park extending 55 yards from the shore; within 55~~
13 ~~yards of the north shore of Channel Bay Mobile Home Park and North Shore Mobile Home Park;~~
- 14 (3) the waters of Bogue Sound ~~extending 50 yards on each side of the entrance to Hoop Pole Creek Bay~~
15 ~~and 50 yards on each side of the four boat ramps in Hoop Pole Creek Bay; from a point~~
16 ~~approximately 50 yards north of the entrance to Hoop Pole Creek Bay at 34.70319 N, 76.76904 W,~~
17 ~~to a line approximately 150 yards south of the entrance to Hoop Pole Creek Bay, shore to shore from~~
18 ~~a point on the east shore at 34.70178 N, 76.76757 W, to a point on the west shore at 34.70167 N,~~
19 ~~76.76973 W, and within 50 yards of all boat ramps in Hoop Pole Creek Bay; and~~
- 20 (4) the waters of Bogue Sound beginning at ~~day markers #3PA (green) and #4PA (red) at green day~~
21 ~~marker 3 and red day marker 4 near the entrance to of the 8 ½ Marina Channel running to day~~
22 ~~markers #7PA (green) and #8PA (red) extending the length of the canal to and 50 yards on each side~~
23 ~~of the boat ramp at 8 ½ Marina Village, and extending within the channel to a point 50 yards west~~
24 ~~of the boat ramp at 8 ½ Marina Village.~~

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

27 (c) Placement ~~and Maintenance~~ of Markers. The Town of Atlantic Beach is shall be ~~the~~ designated as a suitable
28 agency for placement ~~and maintenance~~ of the markers implementing this Rule, subject to the approval of the United
29 States Coast Guard and the United States Army Corps of Engineers.

30
31 *History Note: Authority G.S. 75A-3; 75A-15;*
32 *Eff. February 1, 1976;*
33 *Amended Eff. July 1, 1998.*
34 *Readopted Eff. October 1, 2018.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0307

DEADLINE FOR RECEIPT: Tuesday, August 7, 2018

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (a), please add "in" in between Lake Norman and Catawba.

In (d), is the responsibility of the placement of the markers left to the discretion of the Lake Norman Marine Commission? What if the Commission and a county in that Commission have disagree as to who will have responsibility? Alternatively, is this saying that the Commission will have responsibility, unless counties place a marker conforming to the Aids to Navigation System in accordance with Paragraph (e)? Please clarify in your Rule.

In (f), there is not currently a Paragraph (i) of Rule .0301. Please check your cross-reference.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amber May
Commission Counsel
Date submitted to agency: July 24, 2018

1 15A NCAC 10F.0307 is amended with changes as published in 32:19 NCAC 1845 as follows:

2
3 **15A NCAC 10F .0307 ~~CATAWBA, IREDELL, LINCOLN~~ CATAWBA, IREDELL, LINCOLN, AND**
4 **MECKLENBURG COUNTIES**

5 (a) Regulated Area. This Rule ~~applies shall apply~~ to [the waters of] Lake Norman ~~which is located in the counties of~~
6 ~~Catawba, Iredell, Lincoln and Mecklenburg.~~ Mecklenburg counties:

7 (1) within 50 yards of the shoreline at Jetton Park in Mecklenburg County, from a point on the west
8 side of the park at 35.47082 N, 80.90427 W, south and around the point at 35.46703 N, 80.90360
9 W, then northeast to a point at 35.47262 N, 80.89727 W;

10 (2) within 50 yards of ~~Brown's Cove~~ the end of the docks at Blythe Landing Park, west of N.C. Highway
11 73 in Huntersville;

12 (3) [the waters of] Bluff Point Cove in Cornelius shore to shore, east of a line from a point 50 yards
13 west of the south shore of the cove mouth at 35.45327 N, 80.89520 W to a point 50 yards west of
14 the north shore of the cove mouth at 35.45487 N, 80.89440 W; and

15 (4) [the waters of the] Hager Creek cove in Iredell County, east of a line at the cove mouth from a point
16 on the south shore at 35.55117 N, 80.95250 W to a point on the north shore of the cove mouth at
17 35.56162 N, 80.95230 W.

18 ~~(b) Speed Limit Near Shore Facilities. No person shall operate a vessel at greater than no wake speed within 50 yards~~
19 ~~of any marked boat launching area, bridge, dock, pier, marina, boat storage structure, or boat service area on the waters~~
20 ~~of Lake Norman.~~

21 ~~(b) No person shall operate a vessel at greater than no wake speed within the regulated areas described in Paragraph~~
22 ~~(a) of this Rule.~~

23 ~~(c) Speed Limit Near Parks: No person shall operate a vessel greater than no wake speed within 50 yards of the~~
24 ~~following parks as designated by markers:~~

25 (1) ~~Jetton Park;~~

26 (2) ~~Brown's Cove Park.~~

27 ~~(d) Specific Speed Zones: No person shall operate a vessel at greater than no wake speed in the following designated~~
28 ~~waters:~~

29 (1) ~~the entire area of Bluff Point Cove;~~

30 (2) ~~that cove immediately north of the inlet of Hager Creek.~~

31 ~~(e)(c) Restricted~~ Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to
32 enter any marked swimming area on the waters of Lake Norman.

33 ~~(f) (d) Placement and Maintenance of Markers. Each of the boards of commissioners of the above named counties~~
34 The Lake Norman Marine Commission or a county in that Commission is shall be the designated ~~a suitable~~ agency
35 for placement and maintenance of navigational aids and regulatory markers ~~of a general nature~~ on the waters of Lake
36 ~~Norman~~ Norman. ~~within the boundaries of each respective county. Provided the said counties exercise their~~

1 supervisory responsibility, they may delegate the actual process of placement or maintenance of such markers to some
2 other agency, corporation, group, or individual.

3 With regard to marking the restricted zones described above, markers may be placed and maintained by the individuals
4 using the protected areas and facilities in accordance with the Uniform Waterway Marking System and supplementary
5 standards as set forth in Rule .0301(g)(1) to (8) of this Section.

6 (g) (e) Markers Reflecting County Regulation. ~~Where any~~ Any marker conforming ~~or required to conform~~ to the
7 system ~~[USATONS standards] Aids to Navigation System~~ that is placed in or near Lake Norman advising the public
8 of the provisions of ~~any a regulation by~~ local act or of county ordinances ~~ordinance made under the authority of any~~
9 ~~local act and~~ that is not within the enforcement jurisdiction of the Commission shall bear the legend "County
10 Regulation" to indicate the regulation is not enforceable by the Commission.

11 (1) — Such provisions are not within the enforcement jurisdiction of the Commission; and

12 (2) — The Commission has not passed regulations of an identical or closely similar nature to that of the
13 provisions in question, such marker to be deemed in conformity with the uniform system must bear
14 on it the legend "County Regulation" at such a place or at such places as needed to indicate which
15 provisions are not enforceable by the Commission as a matter of state law.

16 (h) (f) Miscellaneous Restrictions. In addition to the acts prohibited by Paragraph ~~(f)~~ (i) of Rule .0301 of this Section,
17 it ~~is shall be~~ unlawful to commit any such act with respect to any marker placed or erected under the authority of
18 Chapter 1205 of the 1965 Session Laws of the State of North Carolina by any one of the above named counties or by
19 them jointly. the Lake Norman Marine Commission or one of the counties in that Commission.

20
21 *History Note:* Authority G.S. 75A-3; 75A-15; S.L. 1965, c. 1205; S.L. 1969, c.1089;

22 *Eff. February 1, 1976;*

23 *Amended Eff. July 1, 1998; October 1, 1992; May 1, 1989; March 25, 1978;*

24 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
25 *6, 2016.*

26 *Amended Eff. October 1, 2018.*
27

REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0308

DEADLINE FOR RECEIPT: Tuesday, August 7, 2018

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In other Rules, you have the language regarding the operation of a vessel at no-wake speed in a separate Paragraph (for example, see Paragraph (b) of Rule .0302. Was the different formatting intentional? It makes no difference to me, but I wanted to call it to your attention.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amber May
Commission Counsel
Date submitted to agency: July 24, 2018

1 15A NCAC 10F .0308 is amended with changes as published in 32:14 NCAC 1390 as follows:

2
3 **15A NCAC 10F .0308 CLAY COUNTY**

4 (a) Regulated Areas. It is shall be unlawful to operate any motorboat or a vessel at greater than no-wake speed in the
5 following areas on Chatuge Lake:

- 6 (1) within 50 yards of the boat ramp at Ho Hum Campground;
- 7 (2) the waters of Shooting Creek, from a line shore to shore 50 yards west of the High Bridge on NC
8 Highway 175, to a line at the southeast end of Shooting Creek shore to shore, from a point at
9 35.01960 N, 83.72752 W; to a point at 35.01979 N, 83.72638 W;
- 10 (3) within 50 yards of the Gibson Cove access area;
- 11 (4) within 50 yards of the Chatuge Cove Marina;
- 12 (5) that the portion of the cove shore to shore, west of Cottage Court off of NC Highway 175, northeast
13 of a line from a point on the east shore at 35.02576 N, 83.73784 W; to a point on the northwest
14 shore at 35.02609 N, 83.73945 W;
- 15 (6) within 50 yards of the Chatuge Dam Spillway access area; and
- 16 (7) the waters of McCracken Cove.

17 (b) ~~Restricted~~ Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to
18 enter any a marked public swimming area area. ~~established with the approval of the Executive Director, or his~~
19 ~~representative, Director on the regulated area.~~

20 (c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Clay County is shall be the designated
21 ~~a suitable~~ agency for placement of the markers implementing this Rule, subject to the approval of the Tennessee Valley
22 Authority and the United States Army Corps of Engineers.

23
24 *History Note: Authority G.S. 75A-3; 75A-15;*

25 *Eff. February 1, 1976;*

26 *Amended Eff. June 1, 2005; July 1, 1998; February 1, 1990; July 1, 1986; March 25, 1978;*

27 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
28 *6, 2016;*

29 *Amended Eff. June 1, 2017.*

30 *Amended Eff. October 1, 2018.*

1 15A NCAC 10F .0315 is amended with changes as published in 32:14 NCAC 1390-1391 as follows:

2
3 **15A NCAC 10F .0315 POLK COUNTY**

4 (a) Regulated Area. ~~The inlet of Lake Adger lying north of a line running from the end of the point on which Red~~
5 ~~Barn Landing is located South 69 degrees West (true) approximately 1,800 feet to the beach on the north side of said~~
6 ~~lake is designated as a "slow no wake" area~~ This Rule shall apply to [The waters of] Lake Adger in the cove south of
7 the Lake Adger Boating Access Area, west of a line from a point on the north shore at 35.33578 N, 82.22780 W to a
8 point on the south shore at 35.33422 N, 82.22774 W.

9 (b) Speed Limit. No person shall operate a ~~motorboat vessel~~ at greater than no-wake speed within the ~~"slow no wake"~~
10 area described in Paragraph (a) of this Rule.

11 (c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Polk County is shall be the designated
12 ~~a suitable~~ agency for placement ~~and maintenance~~ of markers implementing this Rule.

13
14 *History Note: Authority G.S. 75A-3; 75A-15;*

15 *Eff. February 1, 1976;*

16 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
17 *6, 2016.*

18 *Amended Eff. October 1, 2018.*

1 15A NCAC 10F .0320 is readopted with changes as published in 32:19 NCAC 1846 as follows:

2
3 **15A NCAC 10F .0320 ONSLOW COUNTY**

4 (a) Regulated Areas. This Rule applies shall apply to the following waters ~~and portions of waters:~~ in Onslow County:

5 (1) ~~Old Settler's Beach: those waters of Onslow County contained within the canals located in the Old~~
6 ~~Settler's~~ Settlers Beach subdivision in the Town of Surf City, extended from east of the Pender
7 Onslow-Pender County line northwardly or northeasterly to the canal adjacent to or near the
8 property of Topsail Island Developers, Inc., and more specifically those canals extending along the
9 cul-de-sac lots from the Pender County line northwardly or northeasterly to the most northwardly
10 of said canals above referred to, said canals extended from First Street to the canal lying northwardly
11 or northeasterly of Ninth Street, to include those waters of the approach canal at Old Settler's Beach
12 from marker number 53 in the Intracoastal Waterway south to Broadway Street; line, and the waters
13 of the approach canal from the Intracoastal Waterway between markers 53 and 57, extending south-
14 southwest to the Onslow-Pender County line;

15 (2) ~~New River: those~~ [the] waters of ~~New River, near River in the City of Jacksonville shore to shore,~~
16 ~~between a point 100 yards upstream, and 300 yards downstream, of the Seaboard Coast Line~~
17 ~~Railroad trestle; north from a line at a point on the east shore at 34.74356 N, 77.43775 W to a point~~
18 ~~on the west shore at 34.74358 N, 77.43924 W; and south from a line at a point on the east shore at~~
19 ~~34.74695 N, 77.43719 W, to a point on the west shore at 34.74562 N, 77.44114 W; and those the~~
20 ~~waters of the New River shore to shore between~~ north of the SR 1402 bridge otherwise known as
21 the Old Bridge Street bridge and south of the U.S. Highway 17 Business bridge otherwise known
22 as Marine Boulevard bridge; and US 17 (Riverview Street) bridges and upstream from the US 17
23 bridge along the south shore to a point 50 yards beyond the Jacksonville Marina; and within 50
24 yards of the shoreline at the Marina Café and Marina, from the U.S. Highway 17 Business bridge
25 otherwise known as Marine Boulevard bridge to a point on the west shore at 34.75461 N, 77.43819
26 W; and

27 (3) ~~Wheeler's Point: those waters in the creek from Wheeler's Point northerly to SR 1558 near the town~~
28 ~~of Sneads Ferry;~~

29 (4) ~~Swansboro Harbor: those waters of White Oak River and Swansboro Bay between the Atlantic~~
30 ~~Intracoastal Waterway and the NC Highway 24 bridge, Swansboro.~~

31 (3) [the waters of] ~~Queens Creek near the boating access area at the north end of SR 1688, otherwise~~
32 known as Sussex Lane in Hubert, shore to shore west of a line from a point on the south shore at
33 34.69881 N, 77.18884 W to a point on the north shore at 34.69949 N, 77.18880 W and south-
34 southeast of a line from a point on the west shore at 34.70103 N, 77.19287 W to a point on the east
35 shore at 34.70101 N, 77.19216 W.

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

1 (c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Onslow County is shall be the
2 designated ~~a suitable~~ agency for placement ~~and maintenance~~ of the markers implementing this Rule, subject to the
3 approval of the United States Coast Guard and the United States Army Corps of Engineers.
4

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

6 *Eff. May 1, 1976;*

7 *Amended Eff. July 1, 1993; June 1, 1989; October 1, 1984; May 1, 1982.*

8 *Readopted Eff. September 1, 2018.*

1 15A NCAC 10F .0321 is readopted with changes as published in 32:14 NCR 1391 as follows:

2
3 **15A NCAC 10F .0321 PENDER COUNTY**

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

- 5 (1) the canal adjoining ~~Old-Old~~ Point ~~Development~~; Development in Hampstead;
- 6 (2) the First Finger Canal northeast of Godwin Drive in New Topsail Beach;
- 7 (3) in the Town of Topsail Beach, ~~these the~~ waters on the eastern side of Banks Channel within 100
- 8 yards of the shoreline beginning 155 yards west of Bush's Marina, ~~and~~ extending northeast ending
- 9 75 yards from the shoreline perpendicular to Haywood Avenue;
- 10 (4) ~~these the~~ waters of the Northeast Cape Fear River between the U.S. Highway 117 bridge and the
- 11 railroad trestle 60 yards east of the Castle Hayne Boating Access Area; and
- 12 (5) in the Town of Surf City, the waters of the channel in Topsail Sound known as Deep Creek, from
- 13 its mouth at a point at 34.43199 N, 77.54795 W to its end west of Goldsboro Avenue.

14 (b) Speed Limit. No person shall operate any a motorboat or vessel at greater than no-wake speed within the regulated

15 areas described in Paragraph (a) of this Rule.

16 (c) Placement of Markers. The Board of Commissioners of Pender County ~~with respect to~~ for the regulated areas

17 designated in Subparagraphs (1), (2) and (4) of Paragraph (a) Subparagraphs (a)(1), (2), and (4) of this Rule, the Board

18 of Commissioners of the Town of Topsail ~~Beach, with respect to~~ Beach for the regulated area designated in

19 Subparagraph (3) of Paragraph (a) Subparagraph (a)(3) of this Rule, and the Board of Commissioners of the Town of

20 Surf City, ~~with respect to~~ City for the regulated area designated in Subparagraph (5) of Paragraph (a) Subparagraph

21 (a)(5) of this Rule are shall be the designated ~~as suitable~~ agencies for placement of the markers implementing this

22 Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.

23
24 *History Note: Authority G.S. 75A-3; 75A-15;*

25 *Eff. May 1, 1976;*

26 *Amended Eff. July 1, 1993; December 1, 1991; May 1, 1989; October 1, 1985;*

27 *Temporary Amendment Eff. April 1, 1999;*

28 *Amended Eff. June 1, 2017; July 1, 2000.*

29 *Readopted Eff. October 1, 2018.*

1 15A NCAC 10F .0335 is amended with changes as published in 32:14 NCAC 1391 as follows:

2
3 **15A NCAC 10F .0335 SWAIN COUNTY**

4 (a) Regulated Area. This Rule ~~applies only to that portion of Fontana Lake which is located in Swain County.~~ shall
5 apply to the waters of Fontana Lake within 50 yards of Almond Boat and RV Park at 1165 Almond Boat Park Road
6 in Bryson City.

7 (b) ~~Speed Limit Near Boat Dock. No person shall operate a vessel at greater than no-wake speed within 50 yards of~~
8 ~~Almond Boat Dock. Limit. No person shall operate a vessel at greater than no-wake speed within the area described~~
9 in Paragraph (a) of this Rule.

10 (c) ~~Placement and Maintenance of Markers. The Board of Commissioners of Swain County is shall be the designated~~
11 ~~a suitable agency for placement and maintenance of markers implementing this Rule, subject to the approval of the~~
12 ~~United States Coast Guard Tennessee Valley Authority and the United States Army Corps of Engineers.~~

13
14 *History Note: Authority G.S. 75A-3; 75A-15;*

15 *Eff. August 31, 1980;*

16 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
17 *6, 2016.*

18 *Amended Eff. October 1, 2018.*
19
20

1 15A NCAC 10F .0340 is amended with changes as published in 32:14 NCAC 1391 as follows:

3 **15A NCAC 10F .0340 CURRITUCK COUNTY**

4 (a) Regulated Areas. This Rule applies shall apply to the waters and portion of waters described as follows:

5 (1) Bell's Bell Island. The waters contained in all the All canals on Bell's Bell Island.

6 (2) Walnut Island. Island Subdivision. The waters in all the canals All canals in the Walnut Island
7 subdivision in the Village of Grandy.

8 (3) Waterview Shores Subdivision. The waters in all the canals subdivision. All canals in the
9 Waterview Shores subdivision subdivision in the Village of Grandy. The regulated area begins at
10 the entrances to the subdivision from Dowdy Bay (Poplar Branch Bay) at 36.25148N, 75.87061W;
11 36.24981N, 75.87042W; and 36.24872N, 75.87055W.

12 (4) Neal's Creek Landing. Those The waters of Currituck Sound Neal's Creek within 50 yards of
13 Neal's Creek Landing as delineated by appropriate markers. at the end of SR 1133, otherwise known
14 as Neals Creek Road.

15 (5) Tull's Tull Bay.

16 (A) Those The waters of Tull's Creek within the canal off of Tull Bay from its mouth to its end
17 at Tulls Bay Marina. 50 yards upstream and 50 yards downstream of and within the canal
18 leading to Tull's Bay Marina as delineated by appropriate markers. Marina.

19 (B) Those The waters which constitute the canals of the Tull's Tulls Bay Colony subdivision
20 in Moyock and including the waters 50 yards north along the Mississippi Canal from its
21 intersection with Elizabeth Canal.

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

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

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

29 *Eff. May 1, 1982;*

30 *Amended Eff. May 1, 2015; July 1, 1993; January 1, 1991; December 1, 1990; January 1, 1989;*

31 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
32 *6, 2016.*

33 *Amended Eff. October 1, 2018.*

1 15A NCAC 10F .0342 is amended with changes as published in 32:19 NCAC 1846 as follows:

2
3 **15A NCAC 10F .0342 CATAWBA COUNTY**

4 (a) Regulated Areas. This Rule applies shall apply to the following waters of Lake Hickory:

5 ~~(1) the public fishing pier located at the old Wildlife Club off 12th Street Drive, NW, City of Hickory;~~

6 ~~(2) the shores of the Dixie Boat Club, Inc.;~~

7 ~~(3) (1) that the area within 50 yards of the Moore's Ferry Boat Marina and Boathouse in the City of Hickory~~
8 ~~on 44th Avenue, Circle NW; at 44th Avenue Circle, NW; and~~

9 ~~(4) (2) the cove entering the Lake Hickory RV Resort/Marina as delineated by appropriate markers. Resort~~
10 ~~boating access area, south of a line from a point on the east shore at 35.80767 N, 81.22795 W, to a~~
11 ~~point on the west shore at 35.80818 N, 81.22899 W, and the waters of the cove west and south of~~
12 ~~the Lake Hickory RV Resort shore to shore, south-southeast of a line from a point on the west shore~~
13 ~~of the cove mouth at 35.80675 N, 81.23275 W to a point on the east shore of the cove mouth at~~
14 ~~35.80722 N, 81.23145 W.~~

15 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed in the waters of the regulated areas
16 specified in Paragraph (a) of this Rule.

17 (c) Placement ~~and Maintenance~~ of Markers. The governing board of the City of Hickory and the Catawba County
18 Board of Commissioners are shall be the designated ~~suitable~~ agencies for placement ~~and maintenance~~ of the markers
19 implementing this Rule, subject to the approval of ~~the United States Coast Guard and the United States Army Corps~~
20 ~~of Engineers.~~

21
22 *History Note: Authority G.S. 75A-3; 75A-15;*

23 *Eff. September 1, 1982;*

24 *Amended Eff. March 1, 1992; May 1, 1989;*

25 *Temporary Amendment Eff. February 1, 1999;*

26 *Amended Eff. July 1, 2000;*

27 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
28 *6, 2016.*

29 *Amended Eff. October 1, 2018.*

1 15A NCAC 10F .0349 is amended with changes as published in 32:14 NCAC 1392 as follows:

2
3 **15A NCAC 10F .0349 JOHN H. MOSS LAKE**

4 (a) Regulated Area. This Rule ~~applies~~ shall apply to the Kings Mountain water supply reservoir known as ~~the John~~
5 ~~H. Moss Lake located Lake~~, in Cleveland County.

6 (b) Speed Limit Near Boat Facilities. No person shall operate a vessel at greater than no-wake speed within 50 yards
7 of any boat launching area, dock, pier, marina, boat storage structure or boat service area located on the regulated area
8 described in Paragraph (a) of this Rule.

9 (c) ~~Restricted~~ Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to
10 enter any marked swimming area ~~established with the approval of the Executive Director, or his representative,~~ on the
11 regulated area described in Paragraph (a) of this Rule.

12 (d) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of the City of Kings Mountain is shall be
13 the designated a suitable agency for placement ~~and maintenance~~ of markers implementing this Rule. ~~Provided the~~
14 ~~said board exercises its supervisory responsibility, it may delegate the actual placement and maintenance of markers~~
15 ~~to some other responsible agency. With regard to marking the regulated area described in Paragraph (a) of this Rule,~~
16 ~~the supplementary standards set forth in Rule .0301(g) of this Section shall apply.~~

17
18 *History Note: Authority G.S. 75A-3; 75A-15;*

19 *Eff. August 1, 1984;*

20 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
21 *6, 2016.*

22 *Amended Eff. October 1, 2018.*
23

1 15A NCAC 10F .0353 is readopted with changes as published in 32:19 NCR 1846-1847 as follows:

2
3 **15A NCAC 10F .0353 MOUNTAIN ISLAND LAKE:- LAKE - MECKLENBURG, GASTON AND**
4 **LINCOLN COUNTIES**

5 (a) Regulated Area. This Rule applies shall apply to Mountain Island Lake, which is located Lake in Mecklenburg,
6 Gaston Gaston, and Lincoln counties. counties:

- 7 (1) ~~Latta Plantation Park~~ The the cove lying north of and adjacent to the Historic Latta Plantation Park
8 and adjacent to the Mecklenburg County Park and Duke Power Company properties. Park in
9 Mecklenburg County, southeast of a line from a point on the southwest shore at 35.35772 N,
10 80.92474 W to a point on the northeast shore at 35.36019 N, 80.91935 W;
- 11 (2) Duck Cove The [the] waters of Duck Cove as delineated by appropriate markers. Duck Cove is
12 adjacent to Mecklenburg County's in Cowan's Ford Wildlife Refuge and west of the portion of Neck
13 Road that runs through Cowan's Ford Wildlife Refuge. Refuge in Mecklenburg County, beginning
14 at the mouth of the cove at 35.38097 N, 80.97894 W;
- 15 (3) Nance Cove [the waters in] a portion of the south prong of Nance Cove in Mecklenburg County,
16 south of a line from a point on the west shore at 35.33982 N, 80.95313 W to a point on the east
17 shore at 35.34010 N, 80.95185 [W;]W, and the waters of the west prong of Nance Cove between
18 SR 2253, otherwise known as Nance Cove Road, and SR 5510 otherwise known as Haymarket
19 Road, south of a line at the mouth of the cove's west prong from a point on the west shore at
20 35.34547 N, 80.955677 W to a point on the east shore at 35.34506 N , 80.95578 W;
- 21 (A) — The waters of the southern portion of Nance Cove extending north from the back of the
22 cove, at or near Shuffletown Landing, up the cove toward the main channel of Mountain
23 Island Lake, extending to a point that is roughly even with the boundary line between Lots
24 166 and 167 in the Overlook subdivision, which lots are just north of the Overlook Swim
25 & Tennis Club, and where the cove is approximately 368 feet wide.
- 26 (B) — The waters of the western arm or sub-cove of Nance Cove, which lies west of Shadow
27 Cove Lane and the northern most portion of Nance Cove Road and east of Haymarket
28 Road.
- 29 (4) North Carolina Highway 16 Bridge B — anthe area extending approximately within 50 yards in all
30 directions from shore to shore, northeast and southwest of the NC Highway 16 Bridge also known
31 as the Rozelles Ferry Bridge N.C. Highway 16 [bridge]bridge, otherwise known as Brookshire
32 Boulevard [bridge] bridge, in Mecklenburg and Gaston counties;
- 33 (5) [the portion of] Neck Cove in Mecklenburg County beginning at a point shore to shore, north of a
34 line from a point on the western west shore at 35.367061 N, 80.932632 W 35.36706 N, 80.93263
35 W to a point on the eastern east shore at 35.367085N, 80.931129 35.36708 N, 80.93113 W; and
36 extending the entire length of the cove.

- (6) Gar Creek in Mecklenburg County, east of a line from a point on the north shore at 35.348851 N, 80.927461 W 35.34885 N, 80.92746 W to a point on the south shore at 35.348082 N, 80.927736 W 35.34804 N, 80.92774 W, and ~~west to~~ of a line from a point on the north shore at 35.348854N, 80.926821W to a point on the south shore at 35.34844 N, 80.925803W. 35.34887 N, 80.92686 W to a point on the south shore at 35.34840 N, 80.92585 W;
- (7) Whispering Cove in Mecklenburg County, south of a line ~~beginning at~~ from a point on the western ~~west~~ shore at 35.341223N, 80.975715W 35.34119 N, 80.97570 W to a point on the ~~eastern~~ east shore at 35.340806N, 80.974785W and ~~extending the entire length of the cove.~~ 35.34079 N, 80.97477 W; and
- (8) ~~North Carolina Highway 73 Bridge~~ an area extending approximately 50 yards in all directions from the NC Highway 73 Bridge: east of a line from a point on the north shore at 35.428079N, 80.95799W to a point on the south shore at 35.427177N, 80.957424W to a line from a point on the north shore at 35.427845N, 80.955441W to a point on the south shore at 35.427008N, 80.955422W. shore to shore within 50 yards north and south of the N.C. Highway 73 bridge in Mecklenburg and Gaston counties.

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

(c) Placement ~~and Maintenance~~ of Markers. The ~~Board~~ Boards of Commissioners ~~for of~~ Mecklenburg County, ~~for~~ of Gaston County County, and ~~for of~~ Lincoln County are shall be the designated ~~as suitable~~ agencies for placement ~~and maintenance~~ of markers implementing this Rule for regulated areas within their territorial ~~jurisdiction in accordance with the Uniform System.~~ jurisdictions.

History Note: Authority G.S. 75A-3; 75A-15;
Eff. May 1, 1988;
Temporary Amendment Eff. April 1, 2000;
Amended Eff. January 1, 2015; July 1, 2000.
Readopted Eff. October 1, 2018.

1 15A NCAC 10F .0359 is amended with changes as published in 32:14 NCAC 1392 as follows:

2
3 **15A NCAC 10F .0359 CHEROKEE COUNTY**

4 (a) Regulated Areas. This Rule ~~applies~~ shall apply to the following ~~sections~~ waters of ~~Hiawassee~~ Hiwassee Lake:

- 5 (1) ~~the waters~~ within 50 yards of ~~Hiawassee Hideaway Marina; of the [Duke's] Dukes~~ Hideaway
6 Marina cove shore to shore, east of a line from a point on the north shore at 35.11989 N, 84.10420
7 W to a point on the south shore at 35.11902 N, 84.10386 W;
- 8 (2) ~~the waters~~ within 50 yards of ~~Shook's Boat Dock; of the~~ Shooks Marina cove shore to shore, south
9 of a line from a point on the northwest shore at 35.15458 N, 84.14425 W to a point on the southeast
10 shore at 35.15457 N, 35.15462 N, 84.14296 W; 84.14291 W;
- 11 (3) ~~the waters~~ within 50 yards of ~~Bear Paw Marina; [of the]~~ Mountain View Marina cove, shore to
12 shore, west of a line from a point on the north shore at 35.15264 N 35.15270 N, 84.16471 W to a
13 point on the south shore at 35.15120 N, 84.16313 W;
- 14 (4) ~~the waters~~ within 50 yards of ~~TVA Boat Ramp at Micken's Branch; and the Tennessee Valley~~
15 Authority [boating access area] boat launch at Micken Branch Ramp at 35.11890 N, 84.16806 W;
- 16 (5) ~~the waters~~ within 50 yards of ~~Harbor Cove Marina. [of the]~~ Harbor Cove Marina cove, shore to
17 shore, west of a line from a point on the north shore at 35.13899 N, 84.17592 W to a point on the
18 south shore at 35.13771 N, 84.17593 W;

19 (b) Speed Limit. No person shall operate ~~any a~~ vessel at greater than no-wake speed on the waters of the regulated
20 areas as described in Paragraph (a) of this Rule.

21 (c) Placement ~~and Maintenance~~ of Markers. The Cherokee County Board of Commissioners ~~is shall be~~ the designated
22 ~~a suitable~~ agency for the placement ~~and maintenance~~ of markers implementing this ~~Rule. Rule,~~ Rule, subject to the authority
23 of the Tennessee Valley Authority and the United States Army Corps of Engineers.

24
25 *History Note: Authority G.S. 75A-3; 75A-15;*

26 *Eff. May 1, 1989;*

27 *Amended Eff. November 1, 2007; May 1, 2006;*

28 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
29 *6, 2016.*

30 *Amended Eff. October 1, 2018.*

1 15A NCAC 10F .0360 is amended with changes as published in 32:19 NCAC 1847-1848 as follows:

2
3 **15A NCAC 10F .0360 GRAHAM COUNTY**

4 (a) Regulated Area. This Rule applies shall apply to the following waters and portions of waters described as follows:
5 waters in Graham County:

- 6 (1) Lake Santeetlah Boat Dock on Lake Santeetlah in Graham County. Santeetlah Marina cove on
7 Santeetlah Lake, shore to shore north of a line from a point on the west shore at 35.36435 N,
8 83.85841 W to a point on the northeast shore at 35.36532 N, 83.85529 W;
9 (2) Entrance of Fontana Boat Dock Fontana Village Resort Marina cove in Fontana Lake in Graham
10 County on Fontana Lake, shore to shore west of a line from a point on the north shore at 35.44294
11 N, 83.78900 W to a point on the south shore at 35.44077 N, 83.78936 W;
12 (3) within 50 yards of the Thomas Prince Boat Dock Marina at 237 Prince Boat Dock Road in Almond,
13 and its docks and mooring areas on Fontana Lake in Graham County. Lake;
14 (4) within 50 yards of Crisp's the Crisp Boat Dock, Dock on Town Branch off of Panther Creek on
15 Fontana Lake in Graham County. Lake, near the northern end of SR 1234 otherwise known as
16 Lower Panther Creek Road in Robbinsville; [and]
17 (5) within 50 yards of the Deyton Camp Boat Dock on Santeetlah Lake at 270 Deyton Camp Road off
18 the main channel of the Tallulah prong of Santeetlah Lake. Road otherwise known as SR 1153, in
19 [Robbinsville.] Robbinsville; and
20 (6) east of the mouth of Cheoah Point Cove on Santeetlah Lake, beginning at a point at 35.37246 N,
21 83.87081 W.

22 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed within 50 yards of the regulated
23 areas as described in Paragraph (a) of this Rule.

24 (c) Cheoah Point Swimming Area, Lake Santeetlah - No person shall operate a vessel within the Cheoah Point
25 Swimming Area which begins at the head of Cheoah Point Cove and extends to the mouth of the Cove as designated
26 by marker buoys and float lines. Cove. [No one shall operate a vessel at greater than no-wake speed east of the mouth
27 of Cheoah Point Cove, beginning at a point at 35.37246 N, 83.87081 W.]

28 (d) Placement and Maintenance of Markers. The Graham County Board of Commissioners is shall be the designated
29 as a suitable designated agency for the placement and maintenance of markers implementing this Rule. Rule, subject
30 to the authority of the Tennessee Valley Authority and the United States Army Corps of Engineers.

31
32 *History Note: Authority G.S. 75A-3; 75A-15;*

33 *Eff. May 1, 1989;*

34 *Amended Eff. February 1, 1996; February 1, 1994; September 1, 1989;*

35 *Temporary Amendment Eff. January 1, 1998;*

36 *Amended Eff. May 1, 2004; July 1, 1998;*

1 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
2 *6, 2016.*
3 *Amended Eff. October 1, 2018.*

1 15A NCAC 10F .0366 is readopted with changes as published in 32:19 NCR 1848 as follows:

2
3 **15A NCAC 10F .0366 MACON COUNTY**

4 (a) Regulated Area. This Rule ~~applies~~ shall apply to the following waters of Nantahala Lake:

5 (1) Lakes End Cove west of SR 1310 otherwise known as Wayah Road in Tipton, shore to ~~shore,~~
6 ~~beginning at shore~~ north of a line from a point on the ~~northwest~~ west shore at 35.19602 N, 83.64184
7 W to a point on the ~~southeast~~ east shore at 35.19544 N, 83.64053 W, 83.64053 W; and

8 (2) ~~That the~~ area within 100 yards ~~from of a point at 35.16570 N, 83.64686 W at from~~ the end of the
9 Mountain Shadows Community ~~Dock,~~ dock, in Tipton.

10 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed in the waters of the regulated area
11 specified in Paragraph (a) of this Rule.

12 (c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Macon County ~~is~~ shall be the designated
13 ~~a suitable~~ agency for placement ~~and maintenance~~ of the markers implementing this Rule.

14
15 *History Note:* *Authority G.S. 75A-3; 75A-15;*
16 *Eff. June 1, 1994;*
17 *Amended Eff. October 1, 2016; June 1, 2005.*
18 *Readopted Eff. October 1, 2018.*

1 15A NCAC 10F .0367 is amended with changes as published in 32:14 NCAC 1392 as follows:

2
3 **15A NCAC 10F .0367 HOKE COUNTY**

4 (a) Regulated Area. This Rule ~~applies shall apply~~ to the waters of Rockfish Creek ~~at Camp Rockfish upstream from~~
5 ~~the Hoke-Cumberland county line within the territorial limits of Hoke County as delineated by appropriate markers.~~
6 shore to shore, from a line at a point on the north shore at 34.95415 N, 79.03833 W to a point on the south shore at
7 34.95372 N, 79.03865 W, eastward to a line from a point on the north shore at 34.95439 N, 79.03660 W to a point on
8 the south shore at 34.95351 N, 79.03773 W.

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

11 (c) Placement and Maintenance of Markers. The Hoke County Board of Commissioners ~~is shall be the~~ designated a
12 ~~suitable~~ agency for placement and maintenance of the markers implementing this Rule.

13
14 *History Note: Authority G.S. 75A-3; 75A-15;*

15 *Temporary Adoption Eff. April 1, 1999;*

16 *Eff. July 1, 2000;*

17 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
18 *6, 2016.*

19 *Amended Eff. October 1, 2018.*
20

1 15A NCAC 10F .0372 is amended with changes as published in 32:14 NCAC 1392 as follows:

2
3 **15A NCAC 10F .0372 HERTFORD COUNTY**

4 (a) Regulated Areas. ~~Area.~~ This Rule ~~applies~~ **shall apply** to the Chowan River within the territorial jurisdiction of
5 Hertford County, in the area along the southern shoreline of the Chowan River, extending up to 600 feet in an easterly
6 direction, and up to 1000 feet in a westerly direction, from the shore line terminus of State Road 1401 (Tuscarora
7 Beach Road) at the site of the property commonly known as Tuscarora Beach, extending 200 feet toward the center
8 of the Chowan River, as indicated by buoys. ~~portion of the Chowan River at Tuscarora Beach within 65 yards of the~~
9 ~~shoreline, from a point on the south shore at 36.39028 N, 76.91214 W to a point on the south shore at 36.38820 N,~~
10 ~~76.90726 W.~~

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

13 (c) Placement ~~and Maintenance~~ of Markers. The County of Hertford **is shall be** the designated ~~a suitable~~ agency for
14 placement ~~and maintenance~~ of the markers implementing this Rule.

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

17 *Eff. May 1, 2006;*

18 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
19 *6, 2016.*

20 *Amended Eff. October 1, 2018.*

1 15A NCAC 10F .0373 is amended with changes as published in 32:19 NCAC 1848 as follows:

2
3 **15A NCAC 10F .0373 TRANSYLVANIA COUNTY**

4 (a) Regulated Area. This Rule ~~applies~~ shall apply to Lake Toxaway. Toxaway. ~~[in Transylvania County.]~~

5 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed within 50 yards of the Lake Toxaway
6 ~~Marina.~~ the Lake Toxaway Country Club Marina cove, south of a line from a point on the west shore at 35.14136 N,
7 82.95424 W to a point on the east shore at 35.14126 N, 82.95303 W.

8 (c) Placement and Maintenance of Markers. ~~The Board of Commissioners of Transylvania County~~ is shall be the
9 ~~designated a suitable agency for placement and maintenance of markers implementing this Rule, subject to the~~
10 ~~approval of the United States Army Corp of Engineers.~~ Rule.

11
12 *History Note: Authority G.S. 75A-3; 75A-15;*

13 *Eff. November 1, 2007;*

14 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
15 *6, 2016.*

16 *Amended Eff. October 1, 2018.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: NC Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0375

DEADLINE FOR RECEIPT: Tuesday, August 7, 2018

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

Please consider making it clear within the body of the text of the Rule what you mean by "these stations" on line 6. Perhaps something like "and equipment of the Duke Energy Corporation hydroelectric stations and days listed in Paragraph (f) of this Rule."

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amber May
Commission Counsel
Date submitted to agency: July 24, 2018

1 15A NCAC 10F .0375 is amended with changes as published in 32:19 NCAC 1848-1849 as follows:

2
3 **15A NCAC 10F .0375 DUKE ENERGY CORPORATION HYDROELECTRIC STATION SAFETY**
4 **ZONES**

5 (a) Regulated Area. This Rule applies shall apply to the area one hundred feet upstream or downstream from the
6 stations and ~~dams (and dams, and~~ associated structures, abutments and equipment of these stations and ~~dams)~~ dams,
7 listed in Paragraph (f) of this Rule.

8 (b) Fishing. Except as otherwise provided in this Paragraph or in Paragraph (c) of this Rule, no person may shall enter
9 the waters within the regulated areas described in Paragraph (a) of this Rule. Persons engaged in fishing within the
10 regulated areas described in Paragraph (a) of this Rule may enter these waters in connection with such fishing activities
11 provided that and they shall wear at all times a U.S. Coast Guard ~~United States Coast~~ [Guard approved] Guard-
12 approved personal ~~floatation~~ flotation device in serviceable condition and of appropriate size for the wearer.

13 (c) Boating. Any person in or upon a boat, raft or other floating object that enters the regulated area described in
14 Paragraph (a) of this Rule shall wear at all times a U.S. Coast Guard ~~United States Coast~~ [Guard approved]Guard-
15 approved personal ~~floatation~~ flotation device in serviceable condition and of appropriate size for the wearer. No vessel
16 may shall tie off to any part of the dam structure or the accessory ~~portions thereof~~ portions, nor anchor or otherwise
17 secure a vessel within regulated areas described in Paragraph (a) of this Rule, ~~or to anchor or otherwise secure a vessel~~
18 ~~in these areas.~~ Rule.

19 (d) Paragraph (c) of this Rule does shall not apply to persons who enter with consent of Duke Energy Corporation for
20 the purpose of maintaining, repairing or evaluating facilities of Duke Energy Corporation; law enforcement or
21 emergency personnel; or North Carolina state employees acting in an official capacity.

22 (e) Placement and Maintenance of Markers. Duke Energy Corporation is shall be the designated ~~as a suitable~~ entity
23 for placement and maintenance of buoys and other signs implementing this Rule.

24 (f) Duke Energy Corporation hydroelectric stations and dams affected by this Rule:

- 25 (1) Bridgewater Hydroelectric Station (~~Paddy including Paddy~~ Creek Dam, Linville Dam and Catawba
26 ~~Dam)~~ Dam in the Catawba River in Burke and McDowell counties;
- 27 (2) Cowans Ford Hydroelectric Station (~~Cowans Ford Dam~~) including Cowans Ford Dam in the
28 Catawba River in Lincoln and Mecklenburg counties;
- 29 (3) Lookout Hydroelectric Station (~~Lookout Dam~~) including Lookout Dam in the Catawba River in
30 Catawba and Iredell counties;
- 31 (4) Mountain Island Hydroelectric Station (~~Mountain Island Dam~~) including Mountain Island Dam in
32 the Catawba River in Gaston and Mecklenburg counties;
- 33 (5) Oxford Hydroelectric Station (~~Oxford Dam~~) including Oxford Dam in the Catawba River in
34 Alexander and Catawba counties;
- 35 (6) Rhodhiss Hydroelectric Station (~~Rhodhiss Dam~~) including Rhodhiss Dam in the Catawba River in
36 Burke and Caldwell counties; and

1 (7) Tuxedo Hydroelectric Station (~~Tuxedo Dam~~) including Tuxedo Dam in the Green River in
2 Henderson County.
3

4 *History Note:* *Authority G.S. 75A-3; 75A-15;*
5 *Eff. January 1, 2008;*
6 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
7 *6, 2016.*
8 *Amended Eff. October 1, 2018.*