

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0303

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 27 – replace “any” with “a”*

*Line 30 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0303 is amended with changes as published in 32:07 NCR 640-641 as follows

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

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

- 5 (1) ~~that the~~ 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 the~~ portion of Blounts Creek south of a line 100 yards north of the Blounts Creek Boating  
9 Access Area, from a point on the east shore at 35.40846 N, 76.96091 W to a point on the west shore  
10 at 35.40834 N, 76.96355 W, and north of a line 100 yards south of Cotton Patch Landing, from a  
11 point on the east shore at 35.40211 N, 76.96573 W to a point on the west shore at 35.40231 N,  
12 76.96702 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 the~~ 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 35.43679 N, 76.96998 W 76.97011 W; **and**  
20 (6) ~~that the~~ portion of Tranters Creek east of a line from a point on the north shore at 35.56961 N,  
21 77.09159 W to a point on the south shore at 35.56888 N, 77.09118 W and north of a line from a  
22 point on the east shore at 35.56714 N, 77.08941 W to a point on the west shore at 35.56689 N,  
23 77.09029 W; **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. No person shall operate any vessel at greater than no-wake speed within any of the regulated~~  
28 ~~areas identified in Paragraph (a) of this Rule.~~

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

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

35 *Eff. February 1, 1976;*

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

37 *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. October 1, 2018; November 1, 2017.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0304

**DEADLINE FOR RECEIPT: Friday, June 8, 2018**

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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:

*Line 4 – replace “applies” with “shall apply”*

*Line 7 – replace “is” with “shall be”*

*Line 7 – replace “the” with “a”*

*Line 9 – replace “is” with “shall be”*

*Line 17 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0304 is amended as published in 32:07 NCR 641 as follows:

2  
3 **15A NCAC 10F .0304 BLADEN COUNTY**

4 (a) Regulated Area. This Rule applies to the waters of White Lake in Bladen County.

5 ~~(b) Restricted Area. The portion waters of White Lake between the shoreline and the offshore marker poles which~~  
6 ~~were installed in the lake by the State Parks Division of the Department of Environment, Health, and Natural~~  
7 ~~Resources is designated as the restricted area. is designated as the restricted area.~~

8 ~~(b) (c) Swimming.~~ Swimming, except skin diving, shall not be permitted outside of the restricted area.

9 ~~(c) (d) Skiing.~~ No skiing is permitted in the restricted area, except to leave from within or return into that area. All  
10 vessels pulling skiers shall leave from within the restricted area on a course perpendicular to the nearest shoreline.  
11 Upon returning, all vessels pulling skiers shall reduce to no-wake speed when the skiers have entered the restricted  
12 area.

13 ~~(d) (e) Speed Limit.~~ Within the restricted area all vessels, except those engaged in skiing as regulated by Paragraph  
14 ~~(e) (d) of this Rule,~~ shall be operated at a no-wake speed. Operation of any vessel on a course parallel to the shoreline  
15 is prohibited in the restricted area.

16 ~~(e) (f) Placement and Maintenance of Markers.~~ The Board of Commissioners of Bladen County, the Town of White  
17 Lake, and the State Parks Division are the designated as suitable agencies for placement and maintenance of adequate  
18 marking to implement the regulations listed above. the markers implementing this Rule.

19  
20 *History Note: Authority G.S. 75A-3; 75A-15;*

21 *Eff. February 1, 1976;*

22 *Amended Eff. April 1, 1990; August 1, 1988; June 17, 1979;*

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

25 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0305

**DEADLINE FOR RECEIPT: Friday, June 8, 2018**

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

*Line 4 – replace “applies” with “shall apply”*

*Page 2, line 11 – replace “any” with “a”*

*Page 2, line 14 – replace “are” with “shall be”*

*Page 2, lines 17, 19, and 21 – do not capitalize “the”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0305 is amended with changes as published in 32:14 NCR 1387-1388 as follows:

2  
3 **15A NCAC 10F .0305 BRUNSWICK COUNTY**

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

- 5 (1) ~~Lockwoods Folly River. An area on that portion of the Lockwood-~~ Lockwoods Folly River in the  
6 Town of Varnamtown, beginning 1500 feet from a point at 33.94966 N, 78.22587 W 500 yards  
7 north northwest of the boat ramp located at the end of State Road 1123- SR 1123 otherwise known  
8 as Fisherman Road, and extending downstream to a point 800 feet- at 33.94498 N, 78.22206 W,  
9 180 yards southeast south of said the boat ramp- ramp, and including the portion of the river  
10 otherwise known as Mill Creek where it meets Lockwoods Folly River directly across from the boat  
11 ramp, to a point 100 feet northeast at 33.94687 N, 78.22235 W; beginning at its intersection with  
12 the Lockwood Folly River and extending upstream for 100 feet.
- 13 (2) ~~Calabash River. An area located on the Calabash River beginning 100 feet west of the Billy Cox~~  
14 ~~Landing and extending 100 feet east of Captain Harry's Landing, in the Town of Calabash, from a~~  
15 ~~point in the water at the end of Marina Drive at 33.88638 N, 78.56254 W to a point 650 yards~~  
16 ~~southwest at the southern end of the deep-sea fishing docks at 33.88344 N, 78.56751 W;~~
- 17 (3) ~~State Port Authority Small Boat Harbor. Beginning at the Intracoastal Waterway on the easterly side~~  
18 ~~of the North Carolina State Port Authority Small Boat Harbor; thence runs along and with the~~  
19 ~~easterly boundary of the said boat harbor basin and along the northerly boundary and westerly~~  
20 ~~boundary thereof to a point at the intersection of the westerly boundary of said boat harbor with the~~  
21 ~~highwater mark of the Intracoastal Waterway; runs thence in an easterly direction with the highwater~~  
22 ~~mark of the Intracoastal Waterway to the place and point of beginning, and being the entire small~~  
23 ~~boat harbor in Southport. The Small Boat Harbor, shore to shore beginning at its intersection with~~  
24 ~~the Intracoastal Waterway at a point at 33.91685 N, 78.02865 W;~~
- 25 (4) ~~Shallotte River. The portion of the Shallotte River east of SR 1233, otherwise known as Village~~  
26 ~~Point Road SW south of the Town of Shallotte, shore to shore from beginning at its intersection~~  
27 ~~with the Intracoastal Waterway at a point at 33.91477 N, 78.37103 W and extending from the~~  
28 ~~northern boundary of the Intracoastal Waterway for a distance of 500 feet to the north, to be marked~~  
29 ~~by appropriate markers. to point 500 feet north at 33.91613 N, 78.37126 W;~~
- 30 (5) ~~Big Davis Creek. That part of Montgomery Slough otherwise known as Big Davis Creek Creek,~~  
31 ~~within 100 yards of Sportsman Inn at Blue Water Point Marina near Long Beach. the hotel and~~  
32 ~~marina at the northern end of 57<sup>th</sup> Place West in the Town of Oak Island;~~
- 33 (6) ~~Town of Ocean Isle Beach. Those The waters in the natural and concrete canals, both natural and~~  
34 ~~concrete, which are canals located on the south side of the Intracoastal Waterway Waterway, east~~  
35 ~~of N.C. Highway 904 in the Town of Ocean Isle Beach. Beach;~~
- 36 (7) ~~Town Creek. The 200 yard portion of Town Creek lying in Town Creek Colony as delineated by no~~  
37 ~~wake zone markers. east of SR 1609, otherwise known as Clearview Lane in Town Creek Township,~~

shore to shore from a point at 34.16788 N, 78.07139 W, north and east around a bend in the creek to a point at 34.16910 N, 78.07030 W;

(8) ~~Town of Oak Island. That part of Montgomery Slough, otherwise known as Big Davis Canal within the Town of Oak Island Creek, shore to shore from its starting with the entrance from at the Intracoastal Waterway at the end west of SW Yacht Drive SW at a point at 33.92145 N, 78.19408 W, to the canal end at NE 40<sup>th</sup> Street in the Town of Oak Island; and upstream to the canal end at 40<sup>th</sup> Street, NE.~~

(9) ~~Intracoastal Waterway in the Town of Sunset Beach, shore to shore from a point 150 yards east of the Sunset Boulevard South bridge at 33.88173 N, 78.50995 W, to a point 50 yards west of the bridge at 33.88111 N, 78.51194 W.~~

(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) Placement ~~and Maintenance~~ of Markers. ~~Subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers, the~~ The following agencies are ~~the~~ designated ~~suitable~~ agencies for the placement ~~and maintenance~~ of markers implementing this Rule: Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers:

(1) The Board of Aldermen of Varnamtown ~~as to for~~ areas indicated in ~~Paragraph (a), Subparagraph (1) Subparagraph (a)(1) of this Rule. Rule;~~

(2) The Board of Commissioners of Brunswick County ~~as to for~~ areas indicated in ~~Paragraph (a), Subparagraphs (2) — (8) Subparagraphs (a) [(2—8)] (2) through (8) of this Rule. Rule; and~~

(3) ~~The North Carolina Wildlife Resources Commission for the area indicated in Subparagraph (a)(9) of this Rule.~~

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

*Eff. February 1, 1976;*

*Amended Eff. April 1, 1997; July 1, 1994; July 1, 1993; January 1, 1989; January 1, 1987;*

*Temporary Amendment Eff. March 1, 1998;*

*Amended Eff. April 1, 2009; April 1, 1999;*

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

*Amended Eff. July 1, 2018.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0309

**DEADLINE FOR RECEIPT: Friday, June 8, 2018**

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

*Line 4 – replace “applies” with “shall apply”*

*Line 12 – replace “any” with “a”*

*Line 16 – replace “1s” with “shall be”*

*Line 20 – replace “any” with “a”*

*Line 23 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0309 is amended as published in 32:11 NCR 1069-1070 as follows:

2  
3 **15A NCAC 10F .0309 COLUMBUS COUNTY**

4 (a) Regulated ~~Areas~~ Area. This Rule applies to the waters of Lake Waccamaw.

5 ~~(b) (1)~~ Restricted Area. The ~~portion waters~~ of Lake Waccamaw between the shoreline and the offshore marker poles  
6 ~~which were installed in the lake by the State Parks Division of the Department of Environment, Health, and~~  
7 ~~Natural Resources is~~ are designated as a the restricted area.

8 ~~(2)~~ ~~Swimming Areas. Areas at public beaches on Lake Waccamaw in which swimming is the principal~~  
9 ~~use of the water, and which are so marked in accordance with the Uniform Waterway Marking~~  
10 ~~System, are designated as public swimming areas.~~

11 (c) Swimming. Swimming shall not be allowed outside any marked public swimming areas.

12 ~~(d) Boating Prohibited.~~ No person shall operate any vessel within a marked public swimming area.

13 ~~(b) Skiing. Except to leave or return to the shore, or a dock or pier, no skiing is permitted within the restricted area.~~  
14 ~~In leaving or returning to the shore, or a dock or pier, all vessels pulling skiers must be operated on a course~~  
15 ~~perpendicular to the shoreline. Upon dropping skiers, boat speed shall be reduced to a no wake speed.~~

16 (e) Skiing. No skiing is permitted in the restricted area except to leave from within or return into that area. All vessels  
17 pulling skiers shall leave from within the restricted area on a course perpendicular to the nearest shoreline. Upon  
18 returning, all vessels pulling skiers shall reduce to no-wake speed when the skiers have entered the restricted area.

19 ~~(f)(e)~~ Speed Limit. Within the restricted area all vessels, except those engaged in skiing as regulated by Paragraph ~~(b)~~  
20 (e) of this Rule, shall be operated at a no-wake speed. Operation of any vessel on a course parallel to the shoreline is  
21 prohibited in the restricted area.

22 ~~(g)(e)~~ Placement and Maintenance of Markers. The Board of Commissioners of Columbus County, the Town of Lake  
23 Waccamaw, and ~~state parks division~~ State Parks Division are ~~the~~ designated ~~as suitable~~ agencies for placement and  
24 maintenance ~~of adequate marking to implement the regulations listed above.~~ of markers implementing this Rule.

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

27 *Eff. February 1, 1976;*

28 *Amended Eff. April 1, 1990;*

29 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
30 *6, 2016.*

31 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0310

**DEADLINE FOR RECEIPT: Friday, June 8, 2018**

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

*Line 4 – replace “applies” with “shall apply”*

*Page 2, line 30 – replace “any” with “a”*

*Page 3, line 2 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0310 is amended with changes as published in 32:11 NCR 1070-1071 as follows:

2  
3 **15A NCAC 10F .0310 DARE COUNTY**

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

5 (1) Manteo. Doughts Creek ~~adjacent to off of~~ Shallowbag Bay, Bay and all canals ~~situated within the~~  
6 ~~territorial limits of the Town of Manteo.~~ off of Shallowbag Bay.

7 (2) Hatteras.

8 (A) ~~The the~~ waters of Pamlico Sound otherwise known as Hatteras Harbor and Muddy Creek  
9 bounded on the north and south by the high-water mark, on the west by a straight line  
10 between channel markers number 20 and 17 at the entrance to Hatteras Harbor, and on the  
11 east by the mouth of Muddy Creek at Sandy Bay. Bay at a point at 35.22801 N, 75.68050  
12 W; and

13 (B) ~~The waters of Hatteras Inlet North Dock ferry~~ Ferry Terminal and United States Coast  
14 Guard basin basins and the Hatteras Landing channel, including the vicinity of ending at  
15 Coast Guard Beacon Number One in the approach channel as delineated by appropriate  
16 markers. Hatteras Channel.

17 (3) Mann's Harbor. ~~The waters of Old Ferry Dock Road Canal.~~ Canal, beginning at a point at 35.90654  
18 N, 75.76916 W.

19 (4) Nags Head: ~~Head.~~ Head.

20 (A) ~~Those waters contained within the canals of Old Nags Head Cove Development; where the~~  
21 canal entrance meets Roanoke Sound beginning at a point at 35.94192 N, 75.62571 W;

22 (B) ~~The the~~ Roanoke Sound inlets at Pond Island on either side of W. Marina Drive extending  
23 north from US U.S. Highway 64-264.

24 (5) ~~Wanchese:~~ Wanchese.

25 (A) ~~The waters of Wanchese Harbor;~~ Harbor otherwise known as Mill Landing Creek,  
26 beginning at its entrance from Roanoke Sound at a point at 35.84006 N, 75.61726 W; and

27 (B) ~~The Canal~~ the canal from its beginning where it connects with ~~the~~ Roanoke Sound south  
28 of the dead-end road SR 1141 otherwise known as Thicket Lump Drive, extending  
29 northwest roughly parallel to SR 1141, and SR 1142, SR 1142 otherwise known  
30 as The Lane, and SR 1143 otherwise known as Tink Tillet Road, then westward roughly  
31 parallel to NC 345, N.C. Highway 345, and finally curving to the southwest roughly  
32 parallel to the SR 1289 C.B. Daniels Road otherwise known as C B Daniels SR Road to its  
33 end.

34 (6) ~~Stumpy Point Canal. That portion of~~ Stumpy Point Canal shore to shore, beginning at 50 yards west  
35 of the Wildlife Resources Commission boating access area and extending inland for a distance of  
36 3,600 feet. area.

- (7) ~~Stumpy Point Basin. That portion of the Stumpy~~ Stumpy Point Basin, at the head of the Basin off of Stumpy Point Bay, which is next to east of Highway 264 in the dock area and designated by the appropriate markers. U.S. Highway 264 where it intersects Stumpy Point Bay at a point at 35.69591 N, 75.77264 W.
- (8) ~~Town of Southern Shores. The waters contained in the canals and lagoons within the territorial limits of the Town of Southern Shores.~~ Shores north of U.S. Highway 158.
- (9) ~~Colington Harbour. The waters contained in the canals of Colington~~ Harbour. Harbour Subdivision on Albemarle Sound.
- (10) ~~Kitty Hawk. These the waters contained in the canals of Kitty Hawk Landing~~ Subdivision.
- (11) ~~Washington Baum Bridge. Those waters of the Roanoke Sound from marker 24B north of the bridge to marker 24A south of the bridge, and 50 yards east of the navigation span west to the shore as designated by the appropriate markers.~~
- (12) ~~Colington Island. The waters contained in an area beginning at the bath house and recreation center on the western shore of Colington Island, running 600 feet in a northerly direction and extending 300 feet into Albemarle Sound as marked.~~
- (13)(12) ~~Kill Devil Hills. The waters of Baum Bay Harbor.~~ Harbor, beginning at a point at 36.00572 N, 75.68105 W.
- (14) ~~The waters of High Bridge Creek.~~
- (15)(13) ~~Mill Creek Avon. The waters of Pamlico Sound at Mill Creek near Avon beginning at its entrance at Pamlico Sound at a point at 35.36434 N, 75.50603 W, as delineated by appropriate markers.~~
- (16)(14) ~~Ginguite Jean Guite Creek Creek. The waters of Ginguite Jean Guite Creek from Highway 158 north to where it meets Kitty Hawk Bay at 36.04887 N, 75.72754 W, north to Lot 15 in Martins Point Subdivision.~~ a line from a point on the east shore in Southern Shores at 36.10460 N, 75.74192 W to a point on the west shore in Martin's Point Subdivision at 36.10452 N, 75.73948 W.
- (17)(15) ~~Marina Canal B Frisco. The waters of Marina the marina Canal canal and boat basin at Palmetto Shores Subdivision, shore to shore beginning at the canal's entrance starting at the mouth of the canal from the at Pamlico Sound at a point at 35.25427 N, 75.60301 W, to the boat basin adjoining Palmetto Shores Subdivision.~~
- (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 Area. No person operating or responsible for the operation of any vessel, surfboard, water skis, or jet skis shall permit ~~the same it~~ to enter ~~any the~~ marked swimming area ~~described in Subparagraph (12) of Paragraph (a) of this Rule.~~ at Colington Island on the west shore, from a point where the canal enters the harbor at 36.01797 N, 75.72681 W, north 600 feet to a point at 36.01964 N, 75.72683 W and extending 300 feet west into Albemarle Sound.

(d) Placement and Maintenance of Markers. Subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers, the following agencies are the designated suitable agencies for placement and maintenance of markers implementing this Rule as to the regulated areas listed in the several Subparagraphs of Paragraph (a) of this Rule: Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers:

- (1) the Board of Commissioners of the Town of Manteo as to for the areas indicated in Subparagraph (1); [(1) of Paragraph (a);] (a)(1);
- (2) the Board of Commissioners of Dare County as to for the areas indicated in Subparagraphs (2) through (7), (9), (11), (13), (15), (16) and (17). [and (11) through (15) of Paragraph (a);] (a)(2) through (a)(7), (a)(9) and (a)(11) through (a)(15);
- (3) the Board of Commissioners of the Town of Southern Shores as to for the areas indicated in Subparagraph (8); [(8) of Paragraph (a);] (a)(8); and
- (4) the Board of Commissioners of the Town of Kitty Hawk as to for the areas area indicated in Subparagraph (10) and (14). [of Paragraph (a);] (a)(10).

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

*Eff. February 1, 1976;*

*Amended Eff. April 1, 1997; December 1, 1994; May 1, 1994; March 1, 1993; May 1, 1988;*

*Temporary Amendment Eff. February 1, 1999; July 1, 1998;*

*Amended Eff. July 1, 2000; April 1, 1999;*

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

*Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0311

**DEADLINE FOR RECEIPT: Friday, June 8, 2018**

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*Page 2, line 1 – replace “is” with “shall be”*

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Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0311 is amended with changes as published in 32:11 NCR 1071-1072 as follows:

3 **15A NCAC 10F .0311 GRANVILLE, VANCE AND WARREN COUNTIES**

4 (a) Regulated Areas. This Rule applies to the following waters of John H. Kerr Reservoir in Granville, Vance and  
5 Warren Counties:

6 (1) Kimball Point, Warren County - Within 50 yards of the shoreline in the northernmost cove of the  
7 Kimball Point Recreation Area located at the western end of ~~SR 1204~~, SR 1204, from the northern  
8 end of the cove at 36.54362 N, 78.31753 W, to the southern end of the cove at 36.53984 N, 78.31371  
9 W;

10 (2) Camp Kerr Lake, Vance County - ~~Within the The~~ waters of the cove where the Camp Kerr Lake  
11 boat ramp is ~~located~~, located, shore to shore beginning at a line from a point on the eastern shore at  
12 the mouth of the cove at 36.440345 N, 78.34970 W to a point on the northwest shore of the cove at  
13 36.44167 N, ~~78.35129 N;~~ 78.35129 W;

14 (3) ~~Lower Mill Creek, Vance County - Beginning at a point on the eastern side of The waters of Lower~~  
15 ~~Mill Creek shore to shore from its headwaters to where it intersects the North Carolina - Virginia~~  
16 ~~state line boundary at a line from a point on the east side of the creek at 36.54311 N, 78.39514 W;~~  
17 ~~to a point on the west side of the creek at 36.54309 N, 78.39626 W; southward shore to shore to its~~  
18 ~~end at the headwaters of Lower Mill Creek running across the creek with said state line and then~~  
19 ~~running in a southerly direction on both the east and west sides of the creek to the head waters~~  
20 ~~headwaters, and including all waters of the creek south of the state line.~~

21 (4) Flat Creek at ~~NC~~ N.C. Highway 39 ~~Bridge~~ bridge, Vance County - Within 50 yards ~~on either side~~  
22 ~~east and west of the NC N.C. Highway 39 Bridge.~~ bridge; and

23 (5) Satterwhite Point State Recreation Area, Vance ~~County.~~ County, including the waters in the vicinity  
24 of Satterwhite Point Marina docks at the end Satterwhite Point Marina Road, and the waters of the  
25 marked swimming area in the cove west of the end of SR 1319 otherwise known as Satterwhite  
26 Point Road, beginning at a line at the mouth of the cove from a point on the north shore at 36.44572  
27 N, 78.37356 W, to a point on the south shore at 36.44442 N, 78.37359 W.

28 (b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any  
29 concrete boat launching ramp located on the reservoir.

30 (c) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a  
31 designated mooring area established by or with the approval of the US Army Corps of Engineers on the waters of the  
32 reservoir.

33 (d) Speed Limit. No person shall operate a vessel at greater than no-wake speed within any regulated area of the  
34 reservoir described in Paragraph (a) of this Rule.

35 (e) ~~Restricted~~ Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to  
36 enter a designated swimming area established by or with the approval of the US Army Corps of Engineers on the  
37 waters of the reservoir.



(f) Placement ~~and Maintenance~~ of Markers. Each of the Boards of Commissioners of the above-named counties is ~~the designated a suitable agency for placement and maintenance of markers implementing this Rule for regulated areas within their territorial jurisdiction in accordance with the Uniform System, jurisdiction,~~ subject to the approval of the US Army Corps of Engineers.

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

*Eff. February 1, 1976;*

*Amended Eff. December 1, 1994; March 25, 1978;*

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

*Amended Eff. May 1, 2013; May 1, 2005; April 1, 1999; July 1, 1998;*

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

*Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0313

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Lines 9, 17, 20, and 23 – do not capitalize “the”*

*Line 30 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

15 NCAC 10F .0313 is amended as published in 32:07 NCR 641-642 as follows:

**15A NCAC 10F .0313 HYDE COUNTY**

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

- (1) Swan Quarter Canal near the Town of Swan Quarter beginning at its entrance at point at 35.40215 N, 76.34033 W in Swanquarter Bay and extending the entire length of the canal;
- (2) Carawan Canal near the Town of Swan Quarter beginning at its entrance at a point at 35.39758 N, 76.33312 W in Swanquarter Bay and extending the entire length of the canal;
- (3) The waters within 50 yards of all public boat launching areas providing access to Pamlico Sound;
- (4) ~~That~~ The portion of Far Creek in the Town of Engelhard shore to shore, beginning at a point at ~~35.51061 N, 75.98699 W~~ 35.51051 N, 75.98693 W and ending at the Roper Lane bridge at 35.50869 N, 76.00229 W;
- (5) Fodrey Canal. ~~That~~ The portion of Fodrey Canal shore to shore, beginning in Swanquarter Bay at a point at 35.40345 N, 76.34175 W and extending inland 300 yards ending at a point at 35.40469 N, 76.33944 W;
- (6) Silver Lake in Ocracoke, harbor-wide;
- (7) The entire waters of the Hydeland Canal beginning at the Hydeland Canal Access Area ~~(35.42131 N, 76.20915 W)~~ at 35.42131 N, 76.20915 W and ending at the end of SR 1122 ~~(35.40873 N, 76.21185 W)~~ at 35.40873 N, 76.21185 W;
- (8) The waters of Gray Ditch beginning ~~near~~ north of the SR 1110 bridge at the intersection of Great Ditch Road and Nebraska Road, at 35.45926 N, 76.07527 W and ending at 35.45027 N, 76.06862 W; and
- (9) ~~A~~ The portion of ~~Main Canal~~ Main Canal Outfall Canal, otherwise known as Main Canal off of Mattamuskeet Lake in the vicinity of Mattamuskeet Lodge, beginning in East Main Canal at 35.45226 N, 76.17359 W, and extending to a point in West Main Canal at 35.45174 N, 76.18132 W, and that portion of Central Canal beginning at its intersection with ~~Main~~ Outfall Canal and extending northward to 35.45687 N, 76.1751 W.

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

(c) Placement and Maintenance of Markers. The Board of Commissioners of Hyde County is ~~the~~ designated ~~a suitable~~ agency for placement and maintenance of the markers implementing this 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. February 1, 1976;*

*Amended Eff. February 1, 2014; January 1, 2012; December 1, 2010; October 1, 1995; March 1, 1993; January 1, 1989; March 29, 1981;*

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.*  
4  
5

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0314

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Lines 5, 9, 11, 17, and 20 – do not capitalize “the”*

*Line 24 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0314 is amended as published in 32:07 NCR 642 as follows:

2  
3 **15A NCAC 10F .0314 NEW HANOVER COUNTY**

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

- 5 (1) ~~that~~The area bounded on the north by the US 74-76 Bridge crossing the Intracoastal Waterway, on  
6 the south by a line shore to shore intersecting Intracoastal Waterway marker number 127, on the  
7 west by the shore of Wrightsville Sound, and on the east by a line perpendicular to US Highway 74-  
8 76 and intersecting marker number 25 in Motts Channel;
- 9 (2) ~~that~~The area of Motts Channel between marker number 25 at the Intracoastal Waterway on the west  
10 and marker number 16 at the entrance from Banks Channel on the east;
- 11 (3) ~~that~~The area bounded on the west by the US 76 Bridge crossing Bradley Creek, on the north and  
12 south by the banks of Bradley Creek, on the east by a line from a point on the southwest shore at  
13 34.21293 N 34.21298 N, 77.83171 W 77.83173 W, to a point on the northeast shore at 34.21437 N  
14 34.21446 N, 77.83061 W, 77.83063 W;
- 15 (4) Lee's Cut from its western intersection with the Intracoastal Waterway at 34.21979 N, 77.80965 W,  
16 to its eastern intersection with Banks Channel at 34.21906 N, 77.79645 W;
- 17 (5) ~~the~~ The unnamed channel lying between the shore west of Bahama Drive in the Town of  
18 Wrightsville Beach and an unnamed island located approximately 500 feet northeast of the US 74  
19 bridge over Banks Channel; and
- 20 (6) ~~those~~The waters of the Northeast Cape Fear River between the US Hwy. 117 bridge and the railroad  
21 trestle 60 yards east of the Castle Hayne Boating Access Area.

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

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

27  
28 *History Note: Authority G.S. 75A-3; 75A-15.*

29 *Eff. February 1, 1976;*

30 *Amended Eff. July 1, 1993; May 1, 1989; June 1, 1987; May 1, 1987;*

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; April 1, 2017.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0316

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 12 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0316 is amended as published in 32:11 NCR 1072 as follows:

2  
3 **15A NCAC 10F .0316 ~~FORSYTH:~~ FORSYTH, ROCKINGHAM AND STOKES COUNTIES**

4 (a) Regulated Area. This Rule applies to Belews Lake in Forsyth, Rockingham and Stokes Counties.

5 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed within 50 yards of any public boat  
6 launching ramp on the waters of Belews Lake in any of the counties listed in (a) of this Rule, or within 50 yards of  
7 any bridge crossing any portion of Belews Lake in Forsyth County, ~~when such area has been marked as provided in~~  
8 ~~(c) of this Rule. County.~~

9 (c) Placement and Maintenance of Markers. ~~With regard to marking the restricted zones described in this Rule,~~  
10 ~~markers may be placed and maintained by the~~ The Boards of Commissioners of Forsyth County, Rockingham County  
11 and Stokes County, or their designees, ~~within their respective counties, in accordance with the uniform system~~  
12 ~~designees are the designated agencies for placement and maintenance of markers implementing this Rule. and the~~  
13 ~~following additional requirements.~~ All markers warning of a no-wake speed zone must be buoys or floating signs  
14 placed in the water at a distance of not greater than 50 yards from the protected facility. ~~The markers must be sufficient~~  
15 ~~in number and size as to give adequate warning of the restriction to the vessels approaching from various directions.~~  
16 signs.

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

18 *Eff. February 1, 1976;*

19 *Amended Eff. May 1, 1976;*

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.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0317

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 17 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0317 is amended with changes as published in 32:11 NCR 1072 as follows:

2  
3 **15A NCAC 10F .0317 STANLY COUNTY**

4 (a) Regulated Areas. This Rule applies to the following waters and portions of waters described as follows:

5 (1) Narrows ~~Reservoir (Badin Lake); Reservoir, otherwise known as Badin Lake; and~~

6 (2) Lake ~~Tillery; Tillery;~~

7 (A) Turner Beach Cove ~~as delineated by appropriate markers, shore to shore, south of a point~~  
8 at 35.22529 N, 80.09318 W.

9 (B) ~~Mountain Creek Cove as delineated by appropriate markers~~

10 (b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any  
11 public boat launching ramp while on the waters of a regulated area described in Paragraph (a) of this Rule.

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

15 (d) Speed Limit. No person shall operate a vessel at greater than no-wake speed within any of the regulated area  
16 described in Paragraph (a) of this Rule:

17 (e) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Stanly County is ~~hereby the~~ designated  
18 ~~a suitable~~ agency for placement ~~and maintenance of the~~ markers implementing this ~~Rule in accordance with the~~  
19 ~~Uniform System. Rule.~~

20  
21 *History Note: Authority G.S. 75A-3; 75A-15;*

22 *Eff. February 1, 1976;*

23 *Amended Eff. July 1, 1995; March 25, 1978; November 1, 1977;*

24 *Temporary Amendment Eff. June 1, 1998;*

25 *Amended Eff. July 1, 2000; April 1, 1999; July 1, 1998;*

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

28 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0318

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 19 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0318 is amended as published in 32:07 NCR 642 as follows:

2  
3 **15A NCAC 10F .0318 WARREN COUNTY**

4 (a) Regulated Area. This Rule applies only to that portion of Lake Gaston which lies within the boundaries of Warren  
5 County.

6 (b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any  
7 public boat launching ramp while on the waters of ~~Gaston Lake~~ Lake Gaston in Warren County.

8 (c) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a  
9 ~~lawfully~~ marked mooring area on the waters of ~~Gaston Lake~~ Lake Gaston in Warren County.

10 (d) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to  
11 enter any ~~lawfully~~-marked public swimming area on the waters of ~~Gaston Lake~~ Lake Gaston in Warren County.

12 (e) No person shall operate a vessel at greater than no-wake speed:

13 (1) within those waters of the Camp Willow Run Canoe/Sail Cove, beginning at a point shore to shore  
14 from a point on the southwest shore at 36.49355 N, 77.91795 W, to a point on the north shore at  
15 36.49530 N 36.49534 N, 77.91552 W 77.91508 W.

16 (2) within the waters of the cove on Hubquarter Creek, shore to shore beginning at a line from a point  
17 on the northeast shore at 36.50030 N, 78.004744 W 78.00474 W to a point on the southwest shore  
18 at 36.49951 N 36.49947 N, 78.00549 W, 78.00553 W.

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

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

25 *Eff. February 1, 1976;*

26 *Amended Eff. October 1, 1992; March 25, 1978;*

27 *Temporary Amendment Eff. June 17, 2002;*

28 *Amended Eff. May 1, 2004 (this amendment replaces the amendment approved by RRC on February*  
29 *20, 2003;*

30 *Amended Eff. May 1, 2013;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0319

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 12 – replace “any” with “a”*

*Line 14 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0319 is amended as published in 32:07 NCR 643 as follows:

3 **15A NCAC 10F .0319 WASHINGTON COUNTY**

4 (a) Regulated Areas. This Rule applies to the following waters and portions of waters:

5 (1) ~~that the portion of Mackey's-Creek Creek, otherwise known as Kendrick Creek, which lies shore to~~  
6 ~~shore, between- from a point at 35.93253 N, 76.60875 W 150 yards upstream from the center of SR~~  
7 ~~1321, where said road dead ends on the eastern shore of the creek, to a point at 35.93401 N, 76.60637~~  
8 ~~W; and 150 yards downstream from the center of SR 1321.~~

9 (2) ~~that the portion of Conaby Creek beginning at shore to shore, from a point east of the N.C. 45 Bridge~~  
10 ~~at 35.89613 N, 76.70603 W, and continuing eastward 1000 feet, east northeast to a point at 35.89757~~  
11 ~~N, 76.70413 W.~~

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

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

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

19 *Eff. February 1, 1976;*

20 *Amended Eff. February 1, 1995;*

21 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
22 *6, 2016.*

23 *Amended Eff. October 1, 2018.*  
24

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0322

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 15 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0322 is amended with changes as published in 32:11 NCR 1072 as follows:

2  
3 **15A NCAC 10F .0322 UNION COUNTY**

4 (a) Regulated Area. This Rule applies to Cane Creek Lake ~~which lies within the territorial limits of in~~ Union County.

5 (b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any  
6 public boat launching ramp or within 50 yards of the boat ramp at the ~~Family Camping Area located on the regulated~~  
7 ~~area described in Paragraph (a) of this Rule.~~ Cane Creek Campground, at a point at 34.83485 N, 80.68605 W.

8 (c) Speed Limit in Congested Area. No person shall operate a vessel at greater than no-wake speed within 75 yards  
9 of the ~~narrow-neck waters that connects the upper and lower portions of Cane Creek Lake.~~ separate Cane Creek Park  
10 from Cane Creek Campground, shore to shore from at a point at 34.83838 N, 80.68174 W, northwest to a point at  
11 34.83875 N, 80.68233 W.

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

15 (e) ~~Placement and Maintenance~~ of Markers. The Board of Commissioners of Union County is the designated a  
16 ~~suitable~~ agency for placement ~~and maintenance~~ of the markers implementing this Rule. ~~With regard to marking Cane~~  
17 ~~Creek Lake, supplementary standards as set forth in Rule .0301(g)(1) to (8) of this Section shall apply.~~

18  
19  
20 *History Note: Authority G.S. 75A-3; 75A-15;*

21 *Eff. May 1, 1976;*

22 *Amended Eff. March 1, 1987; March 25, 1978;*

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

25 *Amended Eff. October 1, 2018.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0324

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 5 – replace “which” with “that”*

*Line 33 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0324 is amended with changes as published in 32:11 NCR 1072-1073 as follows:

2  
3 **15A NCAC 10F .0324 DAVIDSON COUNTY**

4 (a) Regulated Areas. This Rule applies only to those portions of High Rock Lake, Tuckertown Lake, and Badin Lake  
5 which lie within the boundaries of Davidson County.

6 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed:

7 (1) within 50 yards of any marked public boat launching ramp, bridge, dock, marina, boat storage  
8 structure, boat service area or pier while on the waters of High Rock Lake, Tuckertown Lake, and  
9 Badin Lake in Davidson ~~County~~ County;

10 (2) ~~within 50 yards on either side of the buoy located between lots 19 and 39 Silver Hill Township in~~  
11 ~~the middle of Hi-Roc Shores Cove on High Rock Lake. High Rock Shores Drive Cove on High~~  
12 ~~Rock Lake in Hi-Roc Shores Subdivision in Silver Hill Township, shore to shore northeast of a line~~  
13 ~~from a point on the east shore at 35.67720 N, 80.24526 W to a point on the west shore at 35.67663~~  
14 ~~N, 80.24437 W;~~

15 (3) ~~within the waters of Flat Swamp Creek on High Rock Lake shore to shore, beginning from a point~~  
16 ~~50 yards north of the docks at Camp Walter Johnson at 35.67130 N, 80.16592 W and extending to~~  
17 ~~a point 100 yards south of the docks as delineated by appropriate markers. at 35.66993 N, 80.16582~~  
18 ~~W;~~

19 (4) ~~the cove in Oakwood Acres on Abbotts Creek Cove on High Rock Lake shore to shore, west of a~~  
20 ~~line from a point on the south shore at 35.64704 N, 80.24787 W to a point on the north shore at~~  
21 ~~35.64809 N, 80.24870 W; and~~

22 (5) ~~Beaverdam Creek Cove on Badin Lake, shore to shore north of a line from a point on the east shore~~  
23 ~~at 35.50714 N, 80.09994 W to a point on the west shore at 35.50715 N, 80.10086 W.~~

24 (c) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a  
25 marked mooring area ~~established with the approval of the Executive Director, or his representative,~~ on the waters of  
26 High Rock Lake, Tuckertown Lake, and Badin Lake in Davidson County.

27 ~~(d) Speed Limit at Mouth of Cove. No person shall operate a vessel at greater than no wake speed while within 50~~  
28 ~~yards on either side of the mouth of Beaver Dam Creek Cove located on Badin Lake or in Abbotts Creek Cove of~~  
29 ~~High Rock Lake as delineated by appropriate markers.~~

30 ~~(e)~~ (d) **Restricted** Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to  
31 enter any marked public swimming area on the waters of High Rock Lake, Tuckertown Lake, and Badin Lake in  
32 Davidson County.

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

1    *History Note:*    *Authority G.S. 75A-3; 75A-15;*  
2                            *Eff. July 1, 1976;*  
3                            *Amended Eff. January 1, 2012; May 1, 2004; December 1, 1995; December 1, 1991; August 1,*  
4                            *1991; September 1, 1982;*  
5                            *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
6                            *6, 2016.*  
7                            *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0326

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 10 – replace “any” with “a”*

*Line 12 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

15A NCAC 10F .0326 is amended as published in 32:07 NCR 643 as follows:

**15A NCAC 10F .0326 PAMLICO COUNTY**

(a) Regulated Areas. This Rule applies to the following waters or portions of waters in Pamlico County:

(1) ~~Silverthorn Bay~~ Silverthorn Bay off of Burton Creek: the waters of ~~Silverthorn Bay, a tributary of Bay~~ Burton Creek known as Silverthorn Bay, Lower Broad Creek; north of a line at a point on the east shore at 35.09531 N, 76.60791 W to a point on the west shore at 35.09572 N, 76.60883 W.

(2) Minnesott Beach: the Minnesott Beach Yacht Basin and its access channel ~~inland from the shoreline to extending~~ 30 yards beyond the outermost points of the rock jetties in Neuse River.

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

(c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Pamlico County is the designated a ~~suitable~~ agency for placement ~~and maintenance~~ of the markers implementing this 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. May 1, 1977;*

*Amended Eff. December 1, 1985; November 1, 1977;*

*Temporary Amendment Eff. March 15, 2003;*

*Temporary Amendment Expired October 12, 2003;*

*Amended Eff. May 1, 2014; May 1, 2004;*

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

*Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0327

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Page 2, line 6 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0327 is amended with changes as published in 32:11 NCR 1073-1074 as follows:

3 **15A NCAC 10F .0327 MONTGOMERY COUNTY**

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

5 (1) ~~Badin Lake:~~ Lake.

6 (A) ~~Lakeshore Drive Cove as delineated by appropriate markers; the cove west of Lakeshore~~  
7 ~~Drive and east of Strand Drive, southeast of a line at the mouth of the cove from a point on~~  
8 ~~the east shore at 35.49242 N, 80.09241 W to a point on the west shore at 35.49242 N,~~  
9 ~~80.09241 W;~~

10 (B) Lake Forest Drive Cove shore to shore, west of a point 50 yards east of the fueling site at  
11 the marina at 35.48739 N, 80.10918 W; Entrance to fueling site and marina west of the  
12 main channel of Lake Forest Drive Cove;

13 (C) ~~Gar Creek;~~ Garr Creek shore to shore, north of a line beginning at a point on the east  
14 shore at 35.47952 N, 80.13633 W to a point on the west shore at 35.47946 N, 80.13932 W;  
15 and

16 (D) the channel between Beyer's Island waterfront channel facing and the mainland, mainland,  
17 shore to shore beginning at a line from a point on Beyer's Island at 35.49102 N, 80.10221  
18 W to a point on the mainland at 35.49230 N, 80.10241 W, ending at a line westward, from  
19 a point on Beyer's Island at 35.48988 N, 80.10573 W to a point on the mainland at  
20 35.49077 N, 80.10702 W.

21 (2) ~~Lake Tillery:~~ Tillery.

22 (A) ~~Woodrun Cove as delineated by appropriate markers; the waters within 50 yards of the~~  
23 ~~boat ramp in the south end of Woodrun Cove at 35.33113 N, 80.06277 W;~~

24 (B) Carolina Forest Cove shore to shore and the waters within 50 yards of the boat ramps and  
25 boat slips at the end of Arroyo Drive in Carolina Forest Community, from a point on the  
26 south shore at 35.36276 N, 80.05386 W, northeast to a point on the north shore at 35.36405  
27 N, 80.05304 W; and as delineated by appropriate markers; and

28 (C) ~~the waters in the vicinity of the Lilly's Bridge Boating Access Area shore to shore, from~~  
29 line 25 feet north of the Route SR 1110 bridge otherwise known as Lillys Bridge Road at  
30 a point on the eastern east shore at 35.23223 N, 80.06166 W, to a point on the western west  
31 shore at 35.23289 N, 80.06318 W, to a line 200 feet southwest of the Lilly's Bridge Boating  
32 Access Area, from a point on the eastern east shore at 35.23067 N; 80.06262 W, to a point  
33 on the western west shore at 35.23156 N; 80.06437 W.

34 (3) Tuckertown Reservoir.

35 (b) Speed Limit Near Shore Facilities. No person shall operate a vessel at greater than no-wake speed within 50 yards  
36 of any marked boat launching area, dock, pier, bridge, marina, boat storage structure, or boat service area on the waters  
37 of the regulated areas described in Paragraph (a) of this Rule.

1 (c) Speed Limit. No person shall operate a vessel at greater than no-wake speed within any regulated area described  
2 in Paragraph (a) of this Rule.

3 (d) ~~Restricted~~ Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to  
4 enter any marked public swimming area ~~established with the approval of the Wildlife Resources Commission~~ on the  
5 waters of the regulated areas described in Paragraph (a) of this Rule.

6 (e) Placement of Markers. The Board of Commissioners of Montgomery County is the designated ~~a suitable~~ agency  
7 for placement of the markers implementing Parts (a)(1)(A), (B), (C), ~~(D)~~, (2)(A) and (B), and Subparagraph (a)(3) of  
8 this ~~Rule in accordance with the Uniform System. Rule.~~ The North Carolina Wildlife Resources Commission is the  
9 designated ~~a suitable~~ agency for placement and maintenance of the markers implementing Part (a)(2)(C) of this Rule.

10  
11 *History Note: Authority G.S. 75A-3; 75A-15;*

12 *Eff. November 1, 1977;*

13 *Amended Eff. December 1, 1990; May 1, 1989; March 25, 1978;*

14 *Temporary Amendment Eff. June 1, 1998;*

15 *Amended Eff. April 1, 1999; July 1, 1998;*

16 *Temporary Amendment Eff. July 1, 2002;*

17 *Amended Eff. August 1, 2006; June 1, 2005; April 1, 2003;*

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; April 1, 2017.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0328

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 5 – replace “any” with “a”*

*Line 7 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0328 is amended as published in 32:07 NCR 643 as follows:

2  
3 **15A NCAC 10F .0328 MARTIN COUNTY**

4 (a) Regulated Area. This Rule applies to those waters of Gardner's Creek located in Martin County.

5 (b) Speed Limit. No person shall operate any ~~motorboat or~~ vessel at greater than no-wake speed within 50 yards of  
6 any public boat launching ramp while on the waters of the regulated area designated in Paragraph (a) of this Rule.

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

10  
11 *History Note: Authority G.S. 75A-3; 75A-15;*

12 *Eff. June 18, 1978;*

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

15 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0329

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 5 – replace “in” with “within”*

*Page 2, line 4 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0329 is amended with changes as published in 32:11 NCR 1074 as follows:

2  
3 **15A NCAC 10F .0329 ROWAN COUNTY**

4 (a) Regulated Areas. This Rule applies only to ~~those~~ the portions of High Rock Lake and Tuckertown Lake ~~which~~  
5 ~~lie within the boundaries of in~~ Rowan County.

6 (b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any  
7 public boat launching ramp while on the waters of the regulated areas described in Paragraph (a) of this Rule.

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

11 (d) Speed Limit in Specific Zones. No person shall operate a vessel at greater than no-wake speed ~~within 50 yards~~  
12 ~~of in~~ the following locations on the regulated areas described in Paragraph (a) of this Rule:

- 13 (1) within 50 yards of the Tamarac Marina on Dutch Second Creek; Creek on High Rock Lake, located  
14 at 35.61012 N, [W] vbnmhjhmbv 80.30795 W;
- 15 (2) The Cove the cove on the west-north side of Dutch Second Creek south of Tamarac Marina off east  
16 of SR 2138 otherwise known as Poole Road; Road on High Rock Lake, shore to shore, north of a  
17 line from a point on the east shore at 35.60800 N, 80.31985 W to a point on the west shore at  
18 35.60741 N, 80.32106 W;
- 19 (3) the waters within 50 yards southeast and 50 yards northwest of the I-85 bridge at Yadkin River; over  
20 High Rock Lake, from a point southeast of the bridge at 35.71930 N, 80.38873 W, to a point  
21 northwest of the bridge at 35.72012 N, 80.39903 W;
- 22 (4) the waters within 50 yards southeast and 50 yards northwest of the SR 2168 bridge otherwise known  
23 as the Goodman Lake Road Bridge bridge at Crane Creek; Creek on High Rock Lake, from a point  
24 southeast of the bridge at 35.55354 N, 80.35344 W, to a point northwest of the bridge at 35.66406  
25 N, 80.35435 W;
- 26 (5) the waters within 50 yards northeast and 50 yards southwest of the SR 1002 bridge otherwise known  
27 as the Bringle Ferry Road Bridge bridge at Dutch Second Creek; Creek on High Rock Lake, from a  
28 point northeast of the bridge at 35.60916 N, 80.30626 W, to a point southwest of the bridge at  
29 35.60840 N, 80.30693 W;
- 30 (6) the waters within 50 yards north and 50 yards south of SR 1004 bridge otherwise known as the  
31 Stokes Ferry Road Bridge bridge at Riles Creek; Creek on Tuckertown Lake, from a point north of  
32 the bridge at 35.50535 N, 80.21680 W, to a point south of the bridge at 35.50452 N, 80.21720 W;
- 33 (7) the waters within 50 yards northwest and 50 yards southeast of the N. C. Highway 49 8-49 bridge  
34 at Tuckertown Lake; Lake from a point northwest of the bridge at 35.50642 N, 80.18430 W, to a  
35 point southeast of the bridge at 35.50538 N, 80.18372 W; and
- 36 (8) The the waters within 50 yards of the Rowan Shrine Club dock. dock located at 35.66776 N,  
37 80.31425 W on High Rock Lake.

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

4 (f) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Rowan County is the designated-a  
5 suitable agency for placement ~~and maintenance~~ of the markers implementing this Rule, subject to the approval of the  
6 United States Coast Guard and the United States Army Corps of Engineers, if applicable. ~~With regard to marking the~~  
7 ~~regulated areas described in Paragraph (a) of this Rule, all of the supplementary standards listed in Rule .0301(g) of~~  
8 ~~this Section shall apply.~~ Rule.

9  
10 *History Note: Authority G.S. 75A-3; 75A-15;*

11 *Eff. June 18, 1978;*

12 *Amended Eff. December 1, 2010; December 1, 1985;*

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

15 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0330

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Page 2, line 10 – replace “It is unlawful to” with “No person shall”*

*Page 2, line 12 – replace “are” with “shall be”*

*Page 2, line 20 – add “for the regulated area designated in” before “Subparagraph”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0330 is readopted with changes as published in 32:07 NCR 643-644 as follows:

2  
3 **15A NCAC 10F .0330 CARTERET COUNTY**

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

- 5 (1) the waters of Money Island Slough, beginning at the east end of Money Island near the Anchorage  
6 Marina Basin at a point at 34.70187 N, 76.72938 W and ending at the west end of Money Island  
7 where Brooks Avenue dead ends ~~at the slough~~; at a point at 34.70235 N, 76.73271 W;
- 8 (2) the waters of ~~Taylor's~~ Taylor Creek in Beaufort, shore to shore from ~~where Taylor's Creek meets~~  
9 ~~the its intersection with the~~ Newport River at the western end, to a line at the eastern end between a  
10 point on the north shore at 34.70762 N, 76.61784 W, south-southwest to the eastern tip of Carrot  
11 Island;
- 12 (3) the waters of ~~Pelletier~~ Peletier Creek, beginning at the entrance to ~~Pelletier~~ Peletier Creek at the  
13 Intracoastal Waterway at a point at 34.72543 N, 76.78044 W and ending at U.S. Highway 70;
- 14 (4) the waters of Bogue Sound Harbor Channel in Morehead City, between ~~Sugar Loaf~~ Sugarloaf Island  
15 and the seawall on the south side of Evans, Shepard, and Shackleford Streets, ~~and bounded on from~~  
16 the east ~~by at the State Ports Authority, and on the Authority,~~ west ~~by the eastern right of way~~  
17 ~~margin of South 13th Street extended;~~ to a point at 34.71848 N, 76.72015 W at the southern end of  
18 South 13<sup>th</sup> Street;
- 19 (5) the waters of ~~Gallant's~~ Gallants Channel, from the ~~US 70 crossing over the U.S. 70~~ Grayden Paul  
20 ~~bridge~~ Bridge at a point at 34.72248 N, 76.66936 W, south ~~to Taylor's Taylor Creek;~~ Creek at a  
21 point at 34.71775 N, 76.66950 W;
- 22 (6) the waters of Cedar Island Bay and ~~Harbor,~~ Harbor in the Town of Cedar Island, from N.C. Highway  
23 12 to Cedar Island Bay Channel Light 8;
- 24 (7) the waters of the small cove on the west side of Radio Island south of Old Causeway Road;
- 25 (8) the waters of the Newport River, ~~beginning at the north side of the Beaufort Drawbridge and ending~~  
26 from a point north of the U.S. 70 Grayden Paul Bridge at 34.72265 N, 76.66930 W, north northwest  
27 to at marker #6;
- 28 (9) the waters of ~~Spooners~~ Spooner Creek ~~within the territorial limits of the Town of in Morehead City~~  
29 ~~as delineated by appropriate markers;~~ City, north of a point where it enters the Intracoastal  
30 Waterway at 34.72570 N, 76.80294 W;
- 31 (10) the waters of the Newport River at Bogue Sound, including all waters surrounding the Port of  
32 Morehead City to ~~Brandt~~ Goat Island as delineated by appropriate markers;
- 33 (11) the waters of Newport River, known as Morgans Morgan Creek, ~~as delineated by appropriate~~  
34 ~~markers;~~ west northwest of a point at the mouth at 34.71611 N, 76.67814 W;
- 35 (12) the waters of Cannonsgate Marina and the Cannonsgate Marina Channel, beginning at its  
36 intersection with Bogue Sound at 34.70163 N, 76.98157 W, as delineated by appropriate markers;

(13) the waters of the Newport River within 200 yards of the Newport River Beach Access Boat Ramp, beginning at the shore north of the U.S. 70 ~~Newport River bridge~~ Bridge at a point at 34.72141 N, 76.68707 W, west to a point at 34.72128 N, 76.68893 W, north to a point at 34.72376 N, 76.68911 N, then east to the shore at 34.72371 N, 76.68631 W;

(14) the waters of Palmetto Drive canal, a tributary to the White Oak River, beginning at a point on the western shore at 34.67903 N, 77.10142 W to a point on the eastern shore at 34.67899 N, 77.10098 W and extending the entire length of the canal; and

(15) ~~that the~~ portion of the canal at Dolphin Bay Estates, a tributary to the White Oak River, beginning 30 yards inside the entrance to the canal and extending the entire length of the canal.

(b) Speed Limit. It is unlawful to operate a ~~motorboat or~~ vessel at a speed greater than no-wake speed while on the waters of the regulated areas designated in Paragraph (a) of this Rule.

(c) Placement of Markers. The following agencies ~~shall be designated as~~ are the suitable designated agencies for placement of the markers implementing this Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers:

(1) the Board of Commissioners of Carteret County, ~~with respect to~~ for the regulated areas designated in Subparagraphs (a)(1), ~~[(4)]~~ (3), ~~(5), (6), (7), (8),~~ (5) through (8), (11), and (12) of ~~Paragraph (a) of~~ this Rule;

(2) the Board of Commissioners of the Town of Beaufort, ~~with respect to~~ for the regulated area designated in Subparagraph ~~(a)(2)~~ [(2)] of ~~Paragraph (a) of~~ this Rule;

(3) the Board of Commissioners of Morehead City, ~~with respect to~~ for Subparagraph ~~Subparagraphs~~ (a) ~~(4), [(4)]~~ (9), and (13) of ~~Paragraph (a) of~~ this Rule;

(4) the North Carolina State Ports Authority, ~~with respect to~~ for the regulated area designated in Subparagraph ~~(a)(10)~~ [(40)] of ~~Paragraph (a) of~~ this Rule; and

(5) the Board of Commissioners of the Town of Cedar Point ~~with respect to~~ for the regulated areas designated in Subparagraphs ~~(a) (14)~~ [(14)] and (15) of ~~Paragraph (a) of~~ this Rule.

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

*Eff. March 4, 1979;*

*Amended Eff. October 1, 1997; May 1, 1995; June 1, 1994; February 1, 1994; July 1, 1993;*

*Temporary Amendment Eff. February 1, 1998;*

*Amended Eff. July 1, 1998;*

*Temporary Amendment Eff. March 1, 1999; November 1, 1998;*

*Amended Eff. May 1, 2016; July 1, 2012; September 1, 2010; July 1, 2000;*

*Temporary Amendment Eff. September 1, 2016;*

*Amended Eff. April 1, 2017.*

*Readopted Eff. October 1, 2018.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0331

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 5 – replace “any” with “a”*

*Line 7 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0331 is amended as published in 32:07 NCR 644-645 as follows:

2  
3 **15A NCAC 10F .0331 WAKE COUNTY**

4 (a) Regulated Area. This Rule applies to the waters of Lake Wheeler located in Wake County.

5 (b) Speed Limit. No person shall operate any ~~motorboat or~~ vessel at greater than no-wake speed within 50 yards of  
6 any public boat launching ramp while on the waters of the regulated area designated in Paragraph (a) of this Rule.

7 (c) ~~Placement and Maintenance~~ of Markers. The Raleigh City Council is the designated ~~a suitable~~ agency for  
8 ~~placement and maintenance~~ of the markers implementing this Rule

9  
10 *History Note: Authority G.S. 75A-3; 75A-15;*

11 *Eff. March 4, 1979;*

12 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
13 *6, 2016.*

14 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0332

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 4 – replace “in” with “within”*

*Line 17 – replace “any” with “a”*

*Line 19 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0332 is amended as published in 32:11 NCR 1074-1075 as follows:

2  
3 **15A NCAC 10F .0332 ALEXANDER COUNTY**

4 (a) Regulated Area. This Rule applies to ~~those~~ the waters of Lake Hickory ~~set out in this Rule which are located in~~  
5 ~~Alexander County.~~ County:

- 6 (1) the waters ~~beginning 50 yards from the southeast end of the Rink Dam Marina and ending at Rink~~  
7 ~~Dam;~~ shore to shore at a line 150 yards southeast of SR 1137 bridge otherwise known as the Rink  
8 Dam Road bridge in Taylorsville, from a point on the south shore at 35.82843 N, 81.26389 W to a  
9 point on the north shore at 35.82919 N, 81.26272 W, northwest to a point at the Rink Dam at  
10 35.83035 N, 81.26669 W;  
11 (2) the waters within 50 yards of the Taylorsville Beach ~~Marina;~~ Marina and docks, located at 420  
12 Taylorsville Beach Court in Taylorsville;  
13 (3) the waters within 50 yards of ~~the R&N Marina;~~ and Rivers Edge Marina and docks, located at 5803  
14 Icard Ridge Road in Hickory; and  
15 (4) the waters within 50 yards of the Lakeside ~~Marina.~~ Marina and docks located at 81 Marina Drive in  
16 Hickory.

17 (b) Speed Limit. No person shall operate any ~~motorboat or~~ vessel at greater than no-wake speed within 50 yards of  
18 any public boat launching ramp or while on the waters of any regulated areas designated in Paragraph (a) of this Rule.

19 (c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Alexander County is the designated-a  
20 ~~suitable~~ agency for placement ~~and maintenance~~ of the markers implementing this Rule, ~~subject to the approval of the~~  
21 ~~United States Coast Guard and the United States Army Corps of Engineers, if applicable.~~ Rule.

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

24 *Eff. March 25, 1979;*

25 *Amended Eff. February 1, 1995; February 1, 1987;*

26 *Temporary Amendment Eff. April 1, 2000;*

27 *Amended Eff. May 1, 2010; July 1, 2000;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0333

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Page 2, line 19 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0333 is readopted as published in 32:11 NCR 1075-1076 as follows:

2  
3 **15A NCAC 10F .0333 MECKLENBURG AND GASTON COUNTIES**

4 (a) Regulated Areas. This Rule applies to the following waters of Lake Wylie in Mecklenburg and Gaston Counties:

- 5 (1) McDowell ~~Park—Park~~. The waters of the coves adjoining McDowell Park and the Southwest Nature  
6 Preserve in Mecklenburg ~~County, including the entrances to the coves on either side of Copperhead~~  
7 ~~Island; County shore to shore, east of the mouth of the cove at a line from a point on the south shore~~  
8 ~~at 35.10272 N, 81.03026 W to a point on the north shore at 35.10556 N, 80.02964 W;~~
- 9 (2) Gaston County Wildlife Club ~~Cove—Cove~~. The waters of the cove ~~at west of~~ the Gaston County  
10 Wildlife Club on ~~South Point Peninsula~~ South Point Road in ~~Gaston County~~ Belmont, north of a  
11 line at the mouth of the cove from a point on the east shore at 35.15628 N, 81.01427 W to a point  
12 on the west shore at 35.15628 N, 81.01615 W;
- 13 (3) Buster Boyd ~~Bridge— Bridge~~. ~~The areas waters from point 250 feet to the north east of the Buster~~  
14 ~~Boyd Bridge on N.C. Highway 49 in Mecklenburg County at 35.10293 N, 81.03932 W, and to a~~  
15 ~~point 150 feet to the south west of the Buster Boyd Bridge; Bridge at 35.10242 N, 81.04089 W;~~
- 16 (4) N.C. Highway 27 Bridge— bridge. The area waters shore to shore, beginning from a point 50 yards  
17 north of the NC N.C. Highway 27 Bridge bridge in Mecklenburg and Gaston counties at 35.29849  
18 N, 81.00346 W and extending 50 yards south of the southernmost of two railroad trestles  
19 immediately downstream from to a point 190 yards south of the NC N.C. Highway 27 Bridge;  
20 Bridge bridge at 35.29635 N, 81.00424 W;
- 21 (5) Brown's ~~Cove— Cove~~. The area beginning at the ~~most narrow point of the entrance to mouth of~~  
22 ~~Brown's Cove in Mecklenburg County shore to shore, at a point at 35.16453 N, 81.00474 W, west~~  
23 ~~to a point at 35.16480 N, 81.00309 W; and extending 250 feet in both directions;~~
- 24 (6) Paradise Point ~~Cove— Cove~~. The waters of ~~the~~ Paradise Point Cove in Gaston County between  
25 Paradise Circle and ~~Lakeshore Lake Front Drive as delineated by appropriate markers; Drive, west~~  
26 of a line from a point on the south shore at 35.18853 N, 81.04036 W to a point on the north shore at  
27 35.18991 N, 81.04136 W;
- 28 (7) Withers ~~Cove— The area 50 feet on either side of Withers Bridge; Cove~~. The waters from a point 50  
29 feet southeast of the Withers Bridge on SR 1116, otherwise known as Shopton Road W. in  
30 Mecklenburg County at 35.14576 N, 81.00187 W, to a point 50 feet northwest of the bridge at  
31 35.14599 N, 81.00222 W;
- 32 (8) Sadler ~~Island west— Island~~. The waters shore to shore beginning at a line ~~formed~~ from a point on the  
33 ~~western west~~ shore of Lake Wylie in Gaston County at 35.27481 N, 81.0138 W east to a point on  
34 ~~the eastern shore the east shore of the Lake in Mecklenburg County~~ at 35.27423 N, 81.01111 W -  
35 81.01111 W, extending south on the Lake west of Sadler Island to a line formed from a point on the  
36 western shore of Lake Wylie at 35.2708N, 81.01525W on the west shore of the Lake shore in Gaston  
37 County at 35.27079 N, 81.01525 W, east to a point on the west side of Sadler Island in Mecklenburg

County at 35.27051 N, 81.01396 W, ~~to a point on the western side of Sadler Island at 35.27056N, 81.01393W;~~ and the waters shore to shore east of Sadler Island in Mecklenburg County from a point at 35.27441 N, 81.01185 W, south-southwest to a line from a point on the south shore of Sadler Island at 35.26635 N, 81.01432 W, south to a point on the Lake shore at 35.26494 N, 81.01368 W; and

~~(9) — Sadler Island east beginning at a line formed from a point on the western shore of Lake Wylie at 35.27481N, 81.0138W to a point on the eastern shore at 35.27423N, 81.01111W extending south on the Lake to a line formed from a point on the eastern side of Sadler Island at 35.2663N, 81.0143W to a point on the eastern shore of Lake Wylie at 35.26501N, 81.01374W; and~~

~~(10) (9) other Other bridges — bridges. the The~~ areas that are within 50 feet of any bridge in North Carolina that crosses the waters of Lake Wylie that is not otherwise specifically mentioned in this Paragraph.

(b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any public boat-launching ramp, dock, pier, marina, boat storage structure, or boat service area.

~~(c) Speed Limit Near All Other Bridges. No person shall operate a vessel at greater than no wake speed within 50 feet of any bridge in North Carolina that crosses the waters of Lake Wylie that is not otherwise specifically mentioned in Paragraph (a) of this Rule.~~

~~(d) (c)~~ Speed Limit in Marked Swimming or Mooring Areas. No person shall operate a vessel at greater than no-wake speed within 50 yards of any marked mooring area or marked swimming area.

~~(e) (d)~~ Placement and Maintenance of Markers. The Lake Wylie Marine Commission is the designated ~~a suitable~~ agency for placement and maintenance of markers implementing this Rule.

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

*Eff. July 1, 1980;*

*Amended Eff. July 1, 1994; June 1, 1985; June 1, 1984; March 1, 1983;*

*Temporary Amendment Eff. January 1, 1998;*

*Amended Eff. July 1, 1998;*

*Temporary Amendment Eff. February 4, 2000;*

*Amended Eff. April 1, 2009; June 1, 2004; July 1, 2000;*

*Temporary Amendment Eff. May 1, 2015;*

*Amended Eff. October 1, 2015.*

*Readopted Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0334

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 10 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018



1 15A NCAC 10F .0334 is amended as published in 32:07 NCR 645 as follows:

2  
3 **15A NCAC 10F .0334 GUILFORD COUNTY**

4 (a) Regulated Area. This Rule applies to the waters of Oak Hollow ~~Lake (High Point Reservoir)~~ Lake, also known  
5 as High Point Reservoir, in Guilford County.

6 (b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no wake speed within 50 yards of any  
7 public boat launching ramp.

8 (c) Speed Limit Near Piers. No person shall operate a vessel at greater than no-wake speed within 50 yards of any  
9 pier operated by the City of High Point for public use.

10 (d) Placement ~~and Maintenance~~ of Markers. The City Council of High Point is the designated ~~as a suitable~~ agency  
11 for placement ~~and maintenance~~ of markers implementing this Rule.

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

14 *Eff. August 31, 1980;*

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

17 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0336

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 8 – replace “in” with “within”*

*Line 31 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

15A NCAC 10F .0336 is amended with changes as published in 32:11 NCR 1076 as follows:

**15A NCAC 10F .0336 NORTHAMPTON AND WARREN COUNTIES**

(a) Regulated Area. This Rule applies ~~only to that portion~~ the waters of Lake Gaston ~~which lies within the boundaries of in~~ Northampton and Warren ~~Counties.~~ counties.

(b) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a marked mooring area ~~established with the approval of the Executive Director, or his representative,~~ on the waters of ~~Gaston Lake~~ Lake Gaston in Northampton and Warren ~~Counties.~~ counties.

(c) Speed Limit Near Shore Facilities. No person shall operate a vessel at greater than no-wake speed within 50 yards of any marked boat launching area, dock, pier, bridge, marina, boat storage structure, or boat service area on the waters of the regulated areas described in Paragraph (a) of this Rule.

(d) Speed Limit in specific waters. No person shall operate a vessel at greater than no-wake speed within the following bodies of ~~water.~~ water:

(1) ~~Northampton County, the waters of the cove on the north shore of Lake Gaston in Northampton County east of SR 1252 otherwise known as Vincent Drive Lane, shore to shore from a point on the north shore at 36.51652 N 36.51660 N, 77.82232 N 77.82226 W to a point on the south shore at 36.51580 N 36.51578 N, 77.82273 W 77.82269 W;~~

(2) ~~Warren County, the waters of Big Stonehouse~~ Stone House Creek in Warren County within 50 yards of the culvert under N.C. Highway 903 ~~Highway 903;~~ at 36.48789 N, 77.95009 W;

(3) ~~Warren County, the waters of Songbird Creek in Warren County~~ within 50 yards of the culvert under N.C. Highway 903 ~~Highway 903;~~ at 36.53260 N, 77.97330 W;

(4) ~~Warren County, the waters of Six Pound~~ Sixpound Creek in Warren County within 50 yards of the culvert under ~~State Road 1707~~ SR 1701 otherwise known as Nocarva Road at 36.52950 N, 78.07283 W; and

(5) ~~Warren County, the waters of Lizard Creek in Warren County~~ within 50 yards of the culvert under ~~Highway 903~~ SR 1362 otherwise known as Lizard Creek Road at 36.52501 N, 77.91187 W.

(e) **Restricted** Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to enter any marked public swimming area on the waters of ~~Gaston Lake~~ Lake Gaston in Northampton and Warren ~~Counties.~~ counties.

(f) Placement ~~and Maintenance~~ of Markers. The ~~Board~~ Boards of Commissioners of Northampton County and Warren County are the designated ~~as suitable~~ agencies for placement ~~and maintenance~~ of the markers implementing this Rule, subject to the approval of the United States Coast Guard and United States Army Corps of Engineers. ~~With regard to marking Gaston Lake, all of the supplementary standards listed in Rule .0301(g) of this Section shall apply.~~

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

*Eff. March 29, 1981;*

*Amended Eff. June 1, 1994; March 1, 1993; September 1, 1989;*

1           *Temporary Amendment Eff. March 15, 2003;*  
2           *Temporary Amendment Expired October 12, 2003;*  
3           *Amended Eff. May 1, 2014; May 1, 2004;*  
4           *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
5           *6, 2016.*  
6           *Amended Eff. October 1, 2018.*  
7

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0337

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 13 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0337 is amended with changes as published in 32:07 NCR 645 as follows:

2  
3 **15A NCAC 10F .0337 FRANKLIN COUNTY**

4 (a) Regulated Area. This Rule applies only to Lake Royale in Franklin County.

5 (b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any  
6 public boat launching ramp while on the waters of Lake Royale in Franklin County. Royale.

7 (c) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a  
8 marked mooring area established with the approval of the Executive Director, or his representative, on the waters of  
9 Lake Royale in Franklin County. Royale.

10 (d) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to  
11 enter any marked public swimming area established with the approval of the Executive Director, or his representative,  
12 on the waters of Lake Royale in Franklin County. Royale.

13 (e) Placement and Maintenance of Markers. The Board of Commissioners of Franklin County is the designated a  
14 suitable agency for placement and maintenance of the markers implementing this Rule, subject to the approval of the  
15 United States Coast Guard and the United States Army Corps of Engineers. With regard to marking Lake Royale, all  
16 of the supplementary standards listed in Rule .0301(g) of this Section shall apply. Rule.

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

19 *Eff. August 23, 1981;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0338

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 15 – replace “one” with “person”*

*Line 22 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0338 is amended with changes as published in 32:14 NCR 1388 as follows:

2  
3 **15A NCAC 10F .0338 CALDWELL COUNTY**

4 (a) Regulated Areas. This Rule applies ~~only to the following waters which lie within the boundaries of~~ in Caldwell  
5 County:

- 6 (1) Catawba ~~River,~~ River;  
7 (2) Lake ~~Rhodhiss~~ Rhodhiss;  
8 (3) Little Gunpowder ~~Lake.~~ Lake; and  
9 (4) Lake Hickory in the City of Hickory.

10 (b) Speed Limit Near Ramps. No person shall operate a vessel at greater than no-wake speed within 50 yards of any  
11 public boat launching ramp while on the regulated 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) Specific Speed Zones. Lake Hickory within the boundaries of the City of Hickory. No one shall operate a vessel  
16 at greater than no-wake speed within 30 yards of the docks at the Lake Hickory Marina and Boat Rentals on Limbaugh  
17 Lane.

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

21 ~~(e)(f)~~ Placement and Maintenance of Markers. The Board of Commissioners of Caldwell County ~~is designated a~~  
22 ~~suitable agency~~ and the City of Hickory are the designated agencies for placement ~~and maintenance~~ of the markers  
23 implementing this Rule, subject to the approval of the ~~United States Coast Guard and the United States Army Corps~~  
24 ~~of Engineers. With regard to marking regulated areas described in Paragraph (a) of this Rule, all of the supplementary~~  
25 ~~standards listed in Rule .0301(g) of this Section shall apply.~~

26  
27 *History Note: Authority G.S. 75A-3; 75A-15;*

28 *Eff. August 23, 1981;*

29 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
30 *6, 2016.*

31 *Amended Eff. July 1, 2018.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0341

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 13 – replace “may” with “shall”*

*Lines 13, 14, and 15 – do not capitalize the first words in these lines*

*Line 18 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0341 is amended with changes as published in 32:11 NCR 1076 as follows:

2  
3 **15A NCAC 10F .0341 TOWN OF LAKE LURE**

4 (a) Regulated Area. This Rule applies only to the waters of Lake Lure in the Town of Lake Lure, in Rutherford  
5 County.

6 (b) Speed Limit. No person shall operate a ~~motorboat or~~ vessel at greater than no-wake speed within 50 yards of any  
7 boat launching area, dock, pier, marina, boat storage structure, boat service area, swimming area, cove or dam in the  
8 regulated area described in Paragraph (a) of this Rule ~~which has been properly marked and approved by the Executive~~  
9 ~~Director or his representative.~~ Rule.

10 (c) ~~Restricted~~ Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to  
11 enter any marked swimming area in the regulated area described by Paragraph (a) of this Rule.

12 (d) ~~Waterskiers.~~ Water skiers. On the regulated area described by Paragraph (a) of this Rule:

13 (1) No more than two skiers may be towed at once by any boat;

14 (2) Each skier is required to wear a ski belt or a personal flotation ~~device;~~ device; and

15 (3) The Board of Commissioners of the Town of Lake Lure may issue special permission for towing  
16 more than two skiers, with or without flotation devices, to persons or groups practicing for or  
17 participating in skiing exhibitions or shows.

18 (e) Placement and Maintenance of Markers. The Board of Commissioners of the Town of Lake Lure is the designated  
19 ~~a suitable~~ agency for placement and maintenance of markers implementing this Rule. ~~With regard to marking the~~  
20 ~~regulated area described in Paragraph (a) of this Rule, all of the supplementary standards listed in Rule .0301(g) of~~  
21 ~~this Section shall apply.~~

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

24 *Eff. May 1, 1982;*

25 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
26 *6, 2016.*

27 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0343

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 9 – replace “applies” with “shall apply”*

*Line 20 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0343 is amended with changes as published in 32:11 NCR 1076-1077 as follows:

2  
3 **15A NCAC 10F .0343 CHATHAM COUNTY**

4 ~~(a) Definitions. In addition to the definitions set forth in Paragraph (b) of Rule .0301 of this Section, the following~~  
5 ~~definitions apply in this Rule:~~

6 ~~(1) Corps Corps of engineers, United States Army;~~

7 ~~(2) Regulated Area That portion of the B. Everett Jordan Reservoir located within the boundaries of~~  
8 ~~Chatham County.~~

9 (a) Regulated Area. This Rule applies to the portion of the B. Everett Jordan Reservoir otherwise known as Jordan  
10 Lake in Chatham County.

11 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed on the regulated area as follows:

12 (1) within 50 yards of any public boat launching ramp;

13 (2) ~~within the restricted zone~~ within 100 yards of the piers and boat slips adjacent to the Crosswinds  
14 Marina Boating Center located north of US 64 and west of SR 1008 as indicated by markers; at 565  
15 Farrington Road in Apex;

16 (3) within 100 feet of all ~~bridges;~~ bridges.

17 ~~(4) the restricted zone at the Ebenezer Church Road access point.~~

18 (c) **Restricted** Swimming Areas. No person operating or responsible for the operation of any vessel, surfboard or  
19 water skis shall permit ~~the same~~ it to enter any marked swimming area located on the regulated area.

20 (d) ~~Placement and Maintenance~~ of Markers. The Board of Commissioners of Chatham County is the designated a  
21 ~~suitable~~ agency for placement ~~and maintenance~~ of the markers implementing this Rule, subject to the approval of the  
22 ~~corps. With regard to marking the regulated area described in Paragraph (a) of this Rule, the supplementary standards~~  
23 ~~listed in Subparagraphs (1) through (8) of Rule .0301(g) of this Section shall apply.~~ United States Army Corps of  
24 Engineers.

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

27 *Eff. March 1, 1983;*

28 *Amended Eff. May 1, 2004; September 1, 1989; April 1, 1984; June 1, 1983;*

29 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
30 *6, 2016.*

31 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0344

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 13 – replace “any” with “a”*

*Line 15 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0344 is amended as published in 32:11 NCR 1077 as follows:

2  
3 **15A NCAC 10F .0344 TOWN OF RIVER BEND**

4 (a) Regulated Areas. This Rule applies to the following waters located in the Town of River Bend in Craven County:

5 (1) the waters of Plantation Canal shore to shore, beginning at its entrance from the Trent River at a line  
6 from a point on the northeast shore at 35.07226 N, 77.13303 W, to a point on the south shore at  
7 35.07187 N, 77.13335 W, and including the waters of the River Bend Yacht Club Marina Basin;  
8 Basin; and

9 (2) the waters of Island Lake shore to shore, and its access waters extending inland from the Trent River;  
10 off of the Trent River beginning at points at 35.06508 N, 77.13600 W and at 35.06653 N, 77.13716  
11 W.

12 ~~(3) Plantation Canal from its entrance at Trent River to the River Bend Yacht Club Marina Basin.~~

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

15 (c) Placement ~~and Maintenance~~ of Markers. The Town Council of the Town of River Bend is the designated ~~a suitable~~  
16 agency for placement ~~and maintenance~~ of the markers implementing this Rule, subject to the approval of the United  
17 States Coast Guard and the United States Army Corps of Engineers.

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

20 *Eff. June 1, 1983;*

21 *Amended Eff. December 1, 1985;*

22 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
23 *6, 2016.*

24 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0345

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Lines 19 and 24 – replace “any” with “a”*

*Line 26 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0345 is amended with changes as published in 32:11 NCR 1077 as follows:

2  
3 **15A NCAC 10F .0345 CHATHAM AND WAKE COUNTIES**

4 (a) Regulated Areas. This Rule applies to the following waters of the Shearon Harris Nuclear Power Plant Reservoir,  
5 otherwise known as Harris Reservoir, ~~which is located in the counties of Chatham and Wake:~~ in Chatham and Wake  
6 counties:

7 (1) ~~All~~ all waters within 50 yards of any marked boat launching ramp, pier, dock, mooring area, boat  
8 storage structure, bridge, or service area. ~~area.~~ area. area.

9 (2) ~~In~~ in Chatham County, a portion of the waters of the cove at the Cross Point Landing Boating Access  
10 Area on SR 1914 otherwise known as Cross Point Road, shore to shore, shore beginning ~~at~~ at a line  
11 west of a point on the north shore at 35.57351 N, 78.97411 W to a point on the south shore at  
12 35.57187 N, 78.97384 W; and 35.57270 N, 78.97398 ~~as delineated by appropriate markers placed~~  
13 ~~and maintained by the Wildlife Resources Commission.~~

14 (3) ~~In~~ in Wake County, the waters within 150 yards of the ~~Holleman~~ Holleman's Boating Access Area  
15 located at 4420 Bartley Holleman Road in Holly Springs at 35.60861 N, 78.93899 W. as indicated  
16 ~~by appropriate markers placed and maintained by the Wildlife Resources Commission.~~

17 (b) ~~Restricted~~ Exclusionary Zones. Except for authorized personnel of the power company, no person shall operate  
18 a ~~motorboat or~~ vessel in any ~~restricted~~ exclusionary zone which is marked to prevent entry by boats.

19 (c) Mast Height. No person shall place or operate on the regulated area described in Paragraph (a) of this Rule any  
20 sailboat or other vessel having a mast or any superstructure extending vertically above water level a distance of 35  
21 feet or more.

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

24 (e) Swimming Areas. No person shall operate any vessel or water skis within a marked public swimming area.

25 (f) ~~Placement and Maintenance~~ of Markers. The Board of Commissioners of Chatham County and the Board of  
26 Commissioners of Wake County are the ~~designated~~ suitable agencies for placement ~~and maintenance~~ of markers  
27 implementing this Rule within their respective counties. ~~Provided the said boards exercise their supervisory~~  
28 ~~responsibilities, they may delegate the actual placement and maintenance to some other responsible agency,~~  
29 ~~corporation, group or individual. With regard to marking the regulated areas described in Paragraph (a) of this Rule,~~  
30 ~~the supplementary standards set forth in Rule .0301(g) of this Section shall apply.~~

31  
32 *History Note: Authority G.S. 75A-3; 75A-15;*  
33 *Eff. August 1, 1983;*  
34 *Amended Eff. February 1, 1990;*  
35 *Temporary Amendment Eff. April 1, 1998;*  
36 *Amended Eff. May 1, 2013; 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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0346

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 21 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0346 is amended as published in 32:11 NCR 1077-1078 as follows:

3 **15A NCAC 10F .0346 ARROWHEAD BEACH SUBDIVISION**

4 (a) Regulated Areas. This Rule applies to the following waters or portions of waters in Chowan County:

- 5 (1) ~~Chowan River: that portion adjoining the shoreline of the Arrowhead Beach Subdivision Park and~~  
6 ~~having dimensions of approximately 350 by 600 feet, containing a marked swimming area and the~~  
7 ~~area within 200 feet of the pier; River. the waters within 350 feet of the shoreline of the Arrowhead~~  
8 ~~Beach Subdivision Park pier and swim area, from a point in the water southwest of the pier at~~  
9 ~~36.22691 N, 76.70711 W, to a point in the water northeast at 36.22838 N, 76.70637 W;~~  
10 (2) ~~Indian Creek: that Creek. the portion adjoining the Arrowhead Beach Subdivision shore to shore~~  
11 ~~from a point at 36.23615 N, 76.69494 W to a point at 36.23084 N, 76.69231 W; and~~  
12 (3) ~~Chowan River: River.~~ the waters of an unnamed canal in Arrowhead Beach Subdivision, shore to  
13 shore at its intersection with the Chowan River at 36.22508 N, 76.70787 W.

14 (b) Swimming Area. No person operating or responsible for the operation of a vessel shall permit it to enter the  
15 swimming area described in Subparagraph (a)(1) of this Rule.

16 (c) Obstruction of Swimmers or Boats. No person shall place or maintain within the recreational area described in  
17 Subparagraph (a)(1) of this Rule any poles, cables, lines, nets, trotlines, fish traps or other obstructions or hazards to  
18 swimmers or boats, excepting those necessary to mark the area pursuant to this Rule.

19 (d) Speed Limit. No person shall operate a vessel at greater than no-wake speed in the area described in Subparagraphs  
20 (a)(2) and ~~(3)~~ (a)(3) of this Rule.

21 (e) ~~Placement and Maintenance of Markers.~~ The board of Commissioners of Chowan County is the designated a  
22 ~~suitable~~ agency for the placement ~~and maintenance~~ of the markers implementing this Rule, subject to the approval of  
23 the United States Coast Guard and the United States Army Corps of Engineers. ~~On condition that the said board of~~  
24 ~~commissioners exercise its supervisory responsibility, it may delegate the actual placement and maintenance of~~  
25 ~~markers to some responsible person or organization.~~

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

28 *Eff. August 1, 1983;*

29 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
30 *6, 2016;*

31 *Amended Eff. October 1, 2018; January 1, 2017.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0347

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Lines 27 and 31 – replace “any” with “a”*

*Page 2, line 5 – replace “is” with “shall be”*

*Page 2, lines 6 and 8 – do not capitalize “the”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0347 is amended as published in 32:11 NCR 1078 as follows:

3 **15A NCAC 10F .0347 CRAVEN COUNTY**

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

- 5 (1) ~~that the~~ portion of Northwest Creek ~~between from~~ the entrance buoys at ~~Fairfield Harbour Northwest~~  
6 ~~Creek Marina north of a line from a point on the east shore at 35.06357 N, 76.96934 W to a point~~  
7 ~~on the west shore at 35.06343 N, 76.97106 W, to south of a line from a point on the east shore of~~  
8 ~~Northwest Creek at 35.06903 N, 76.97030 W to a point on the west shore at 35.06779 N, 76.97225~~  
9 ~~W, northeast to include all waters, shore to shore, of the bulkheaded area of Fairfield Harbour~~  
10 ~~otherwise known as Spring Creek; and the mouth of Spring Creek, and to all of Spring Creek,~~  
11 ~~including the bulkheaded area of Fairfield Harbour, in Craven County;~~  
12 (2) ~~that area of water between the entrance buoys of the~~ Olde Towne Lake, ~~shore to shore~~ from its  
13 ~~intersection with the Trent River west of a point at 35.08098 N, 77.05833 W; and including all of~~  
14 ~~Olde Towne Lake and the bulkhead area of Olde Towne Harbour itself;~~  
15 (3) ~~Matthews Point Marina. That the~~ triangular area in the waters at the end of the Matthews Point  
16 ~~Marina main pier located at the confluence of Clubfoot and Mitchell Creeks off of the Neuse River,~~  
17 ~~between a point 300 feet east of the pier at 34.90619 N, 76.76490 W, and a point 300 feet west of~~  
18 ~~the pier at 34.90610 N, 76.76262 W, and a point 150 feet south of the pier at 34.90571 N, 76.76377~~  
19 ~~W; W, which is located at the confluence of Clubfoot and Mitchell Creeks off of the Neuse River;~~  
20 (4) ~~that area of water~~ the waters within 50 yards of the fuel dock at Eastern Carolina Yacht Club; Club  
21 ~~on the Trent River in Trent Woods; and~~  
22 (5) ~~that the~~ portion of Southwest Prong Slocum Creek in the City of Havelock, shore to shore east of a  
23 ~~line from a point on the northern north shore at 34.89122 N, 76.92302 W to a point on the southern~~  
24 ~~south shore at 34.89102 N, 76.92304 W and extending northeast, shore to shore to a line from a~~  
25 ~~point on the northern north shore at 34.8937 N, 34.89370 N, 76.92109 W to a point on the southeast~~  
26 ~~shore at 34.89358 N, 76.92089 W.~~

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

29 (c) ~~Green Springs Boys Club Swimming Area~~ No person shall operate a vessel within the ~~Green Springs Boys Club~~  
30 ~~Swimming Area along the Neuse River as designated by marker buoys and float lines.~~ Swimming Areas. No person  
31 operating or responsible for the operation of any vessel shall permit it to enter any swimming area described in  
32 Paragraph (a) of this Rule.

33 (d) ~~Placement and Maintenance of Markers. The Board of Commissioners of Craven County is hereby designated a~~  
34 ~~suitable agency for placement and maintenance of the markers implementing Subparagraphs (a)(1), (2), (3), and (4)~~  
35 ~~of this Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.~~

1 ~~(e) The City of Havelock is hereby designated a suitable agency for placement and maintenance of the markers~~  
2 ~~implementing Subparagraph (a)(5) of this Rule, subject to the approval of the United States Coast Guard and the~~  
3 ~~United States Army Corps of Engineers.~~

4 (d) Placement of Markers. Subject to the approval of the United States Coast Guard and the United States Army Corps  
5 of Engineers, the following agencies are the designated agencies for placement of markers implementing this Rule:

6 (1) The Board of Commissioners of Craven County for areas indicated in Paragraph (a), Subparagraphs

7 (1), (2), (3), and (4); and

8 (2) The City of Havelock for the area indicated in Subparagraph (a)(5) of this Rule.

9  
10 *History Note: Authority G.S. 75A-3; 75A-15;*

11 *Eff. August 1, 1984;*

12 *Amended Eff. December 1, 1990; October 1, 1989; June 1, 1989;*

13 *Temporary Amendment Eff. April 1, 1998;*

14 *Amended Eff. July 1, 2016; July 1, 1998;*

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

17 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0348

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Lines 8 and 19 – replace “any” with “a”*

*Line 27 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0348 is amended as published in 32:07 NCR 645 as follows:

2  
3 **15A NCAC 10F .0348 PERSON COUNTY**

4 (a) Regulated Area. This Rule applies to the Mayo Electric Generating Plant Reservoir, otherwise known as Mayo  
5 Reservoir, ~~which is located~~ in Person County.

6 (b) Restricted Zones. Except for authorized personnel of the power company, no person shall operate a ~~motorboat or~~  
7 vessel in any restricted zone which is marked to prevent entry by boats.

8 (c) Mast Height. No person shall place or operate on the regulated area described in Paragraph (a) of this Rule any  
9 sailboat or other vessel having a mast or any superstructure extending vertically above water level a distance of 35  
10 feet or more.

11 (d) Speed Limit. Except as provided in Paragraph (e) of this Rule, no person shall operate a vessel at greater than  
12 no-wake speed within 50 yards of any marked bridge, boat launching ramp, pier, boat storage structure, or boat service  
13 area on the regulated area described in Paragraph (a) of this Rule.

14 (e) Skiing. Except to leave or return to the shore or a boat launching ramp, no skiing is permitted within any speed  
15 zone described in Paragraph (d) of this Rule. In leaving or returning to the shore or boat ramp, all vessels pulling  
16 skiers shall be operated on a course perpendicular to the shore line. ~~Upon dropping skiers within any such speed zone,~~  
17 ~~the boat speed shall be reduced to no-wake speed. Upon returning, all vessels pulling skiers shall reduce to no-wake~~  
18 ~~speed when the skiers have entered the restricted area.~~

19 (f) Swimming Areas. No person shall operate any vessel or water skis within a marked public swimming area.

20 (g) Boating Access. No vessel shall be placed on the regulated area described in Paragraph (a) of this Rule from any  
21 point other than the ~~boat launching ramp~~ Triple Springs Boating Access Area ~~provided on SR 1515.~~

22 (h) No Wake Zone. No person shall operate a vessel at greater than no wake speed within the waters of the channel  
23 on Mayo Reservoir beginning north of the Triple Springs Boating Access Area, shore to shore from ~~36.48051 N~~  
24 36.48054 N, 78.87763 W 78.87754 W to 36.47994 N 36.47992 N, 78.87963 W 78.87972 W, southward ending at an  
25 area below the Mayo Park ADA Fishing Pier shore to shore from ~~36.47753 N 36.48054 N, 78.87681 W 78.87754 W~~  
26 to 36.4772 N 36.47718 N, 78.87828 W 78.87836 W.

27 (i) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Person County is the designated a  
28 ~~suitable~~ agency for placement ~~and maintenance~~ of markers implementing this Rule. ~~Provided the said board exercises~~  
29 ~~its supervisory responsibility, it may delegate the actual placement and maintenance to some other responsible agency,~~  
30 ~~corporation, group or individual. With regard to marking the regulated area described in Paragraph (a) of this Rule,~~  
31 ~~the supplementary standards set forth in Rule .0301(g) of this Section shall apply.~~

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

34 *Eff. August 1, 1984;*

35 *Amended Eff. December 1, 2010; April 1, 1997;*

36 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
37 *6, 2016.*



1

Amended Eff. October 1, 2018.

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0350

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 11 – replace “applies” with “shall apply”*

*Line 25 – replace “any” with “a”*

*Line 26 – replace “is permitted to” with “shall”*

*Line 32 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

15 NCAC 10F .0350 is amended with changes as published in 32:14 NCR 1389 as follows:

### 15A NCAC 10F .0350 DURHAM AND WAKE COUNTIES

~~(a) Definitions. In addition to the definitions set forth in Paragraph (b) of Rule .0301 of this Section, the following definitions apply for the purposes of this Rule:~~

~~(1) Corps Corps of Engineers, United States Army;~~

~~(2) State Parks Division of Parks and Recreation, N. C. Department of Environment, Health, and Natural Resources;~~

~~(3) Regulated Area Those portions of Falls Lake located within the boundaries of Durham and Wake Counties.~~

(a) Regulated Areas. This Rule applies to the waters of Falls Lake in Durham and Wake counties.

(b) Speed Limit. No person shall operate a vessel at greater than no-wake speed:

(1) while within a designated mooring area established on the regulated area by or with the approval of the Corps and State Parks;

(2) within 50 yards of any public boat launching ramp or boat service facility, including docks used for fueling or boat repair, located on the regulated area;

(3) within 50 yards of any state road bridge crossing over ~~that~~ the portion of Falls Lake located within the boundaries of Wake County;

(4) within 50 yards of the area marked as the waters of the Holly Point Recreation Swim and boat launch area shore to shore, from a line at a point on the southwest shore at 35.99751 N, 78.66075 W to a point on the north shore at 36.00030 N, 78.65963 W, east to a line from a point on the southeast shore at 35.99941 N, 78.65520 W to a point on the northwest shore at 36.00087 N, 78.65731 W; and the New Light Road Bridge.

(5) within 50 yards east and 50 yards west of the New Light Road bridge.

(c) Restricted Zones. No person operating or responsible for the operation of any vessel, surfboard or water skis ~~shall permit the same~~ is permitted to enter:

(1) any marked swimming area located on the regulated area;

(2) any areas near the dam structures located on the regulated area that ~~shall be~~ is marked against entry by vessels by or with the approval of the ~~Corps~~ United States Army Corps of Engineers, against entry by vessels.

(d) Placement and Maintenance of Markers. The Board of Commissioners of Durham County and the County, the Board of Commissioners of Wake County, and North Carolina State Parks are the designated suitable agencies for placement and maintenance of markers implementing this Rule within in their respective counties, subject to the approval of the ~~Corps~~ United States Army Corps of Engineers. If these boards exercise their supervisory responsibilities, they may delegate the actual placement and maintenance of markers to some other responsible agency. With regard to marking of the regulated area described in Paragraph (a) of this Rule, all of the Supplementary standards listed in Paragraph (g) of Rule .0301 of this Section shall apply.

1  
2 *History Note:* Authority G.S. 75A-3; 75A-15;  
3 *Eff. December 1, 1984;*  
4 *Amended Eff. May 1, 2007; August 1, 1990; April 1, 1990;*  
5 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
6 *6, 2016.*  
7 *Amended Eff. July 1, 2018.*  
8

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0351

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 6 – replace “any” with “a”*

*Line 9 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0351 is amended as published in 32:07 NCR 645-646 as follows:

2  
3 **15A NCAC 10F .0351 NEW BERN**

4 (a) Regulated Area. This Rule applies to that part of the Trent River that is located within the city limits of New Bern  
5 in Craven County.

6 (b) Speed Limit. No person shall operate any vessel at greater than no-wake speed on the Trent River between the  
7 Trent River Railroad Bridge and the ~~Alfred A. Cunningham Highway (old US 70) Bridge~~ Trent River Bridge on East  
8 Front Street, in the City of New Bern.

9 (c) Placement ~~and Maintenance~~ of Markers. The Board of Alderman of the City of New Bern is the designated a  
10 ~~suitable~~ agency for placement ~~and maintenance~~ of the markers implementing this Rule, subject to the approval of the  
11 United States Coast Guard and the United States Army Corps of Engineers.

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

14 *Eff. October 1, 1986;*

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

17 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0352

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 19 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0352 is amended as published in 32:07 NCR 646 as follows:

3 **15A NCAC 10F .0352 CAMDEN COUNTY**

4 (a) Regulated Areas. This Rule applies to the waters described below:

5 (1) the waters of Edgewater Canal, beginning at a point at 36.17539 N, 75.97945 W, running  
6 parallel with and along the south shore of Camden Point in Camden County and the connecting  
7 channels to Albemarle Sound; Sound in Camden County;

8 (2) That the portion of Turner's Turners Cut (South Mills Shore Canal) Cut, otherwise known as South  
9 Mills Shore Canal, for a distance of approximately 1000 feet, south of a line from a point on the east  
10 shore at 36.41129 N, 76.30598 W to a point on the west shore at 36.41096 N, 76.30654 W and north  
11 of a line from a point on the east shore at 36.40912 N, 76.30402 W to a point on the west shore at  
12 36.40880 N, 76.30462 W;

13 (3) ~~The~~ the canals of Whitehall Shores subdivision on the Pasquotank River; and

14 (4) ~~The~~ the cove south of Sawyers Creek on the east side of the Pasquotank River in the town of  
15 Camden, east of a line from a point on the north shore at ~~36.32383 N~~ 36.32353 N, ~~76.18087 W~~  
16 76.18054 W to a point on the south shore at 36.32254 N, 76.18017 W.

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

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

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

24 *Eff. June 1, 1987;*

25 *Amended Eff. January 1, 1989;*

26 *Temporary Amendment Eff. March 15, 2003;*

27 *Temporary Amendment Expired October 12, 2003;*

28 *Amended Eff. February 1, 2014; May 1, 2013; May 1, 2004;*

29 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
30 *6, 2016.*

31 *Amended Eff. October 1, 2018.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0354

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 15 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0354 is amended with changes as published in 32:07 NCR 646 as follows:

2  
3 **15A NCAC 10F .0354 PITT COUNTY**

4 (a) Regulated Areas. This Rule applies to the waters described in this Paragraph:

5 (1) ~~The entire inlet~~ [The] the waters of Tar River, known as Hardee Creek, shore to shore, west of a  
6 line at its ~~intersection~~ confluence with the main course of Tar River from a point on the north shore  
7 at 35.59878 N, 77.31168 W to a point on the south shore at 35.59813 N, 77.31157 W; from the Tar  
8 River in Pitt County; and

9 (2) ~~that the~~ portion of Tranters Creek east of a line from a point on the north shore at 35.56961 N,  
10 77.09159 W to a point on the south shore at 35.56888 N, 77.09118 W and north of a line from a  
11 point on the east shore at 35.56714 N, 77.08941 W to a point on the west shore at 35.56689 N,  
12 77.09029 W.

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

15 (c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Pitt County is the designated ~~a suitable~~  
16 agency for placement and maintenance of markers implementing this Rule. Rule, subject to the approval of the United  
17 States Coast Guard and United States Army Corps of Engineers.  
18

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

20 *Eff. May 1, 1988;*

21 *Amended Eff. May 1, 2014; September 1, 2010; July 1, 1995; April 1, 1992;*

22 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
23 *6, 2016.*

24 *Amended Eff. October 1, 2018.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0355

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Lines 6, 13, 30, and page 2 line 5 – do not capitalize “the”*

*Page 2, line 5 – replace “which” with “that”*

*Page 2, lines 9 and 11 – replace “any” with “a”*

*Page 2, line 13 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

15A NCAC 10F .0355 is amended as published in 32:07 NCR 646-647 as follows:

**15A NCAC 10F .0355 PERQUIMANS COUNTY**

(a) Regulated Areas. This Rule applies to the following waters:

(1) Perquimans River:

(A) The canals of Holiday Island subdivision at Albemarle Sound; and

(B) Town of Hertford: ~~that~~ the part of the Perquimans River beginning 75 yards northeast of the Perquimans River Bridge (Hertford S-shaped Bridge) parallel to the bridge, shore to shore, and ending approximately 550 yards southwest, at a line from a point on the north shore ~~36.19300 N 36.19305 N, 76.46962 W~~ 36.19305 N, 76.46957 W to a point on the south shore at 36.19150 N, 76.47099 W.

(2) Yeopim River:

(A) The canal-~~entrance~~ between Navaho Trail and Cherokee Trail beginning at a point at 36.07893 N, 76.42278 W;

(B) ~~The~~ the canal ~~entrance~~ between Cherokee Trail and Ashe Street beginning at a point at 36.07865 N, 76.42603 W;

(C) ~~The~~ within 50 yards of the boat ramp at Ashe and Pine Street;

(D) ~~The~~ the canal ~~entrance~~ between Pine Street and Linden Street beginning at a point at 36.07951 N, 76.43402 W;

(E) ~~The~~ the canal-~~entrance and boat ramp~~ between Willow Street and Evergreen Drive beginning at a point at 36.08005 N, 76.43735 W;

(F) ~~The~~ the canal-~~entrance~~ between Sago Street and Alder Street beginning at a point at 36.07986 N, 76.44063 W; and

(G) ~~The swimming area at the Snug Harbor Park and Beach; and~~

~~(H)~~ (G) Bethel Creek north of a line from a point on the west shore at ~~36.09552 N~~ 36.09566 N, 76.47958 W ~~76.47928 W~~ to a point on the east shore at ~~36.095517 N~~ 36.09534 N, 76.47735 W ~~76.47738 W~~ to a line from a point on the west shore at 36.10532 N, 76.48080 W to a point on the east shore at 36.10516 N, 76.48047 W.

(3) Yeopim Creek:

(A) The canal-~~entrance~~ between Mohave Trail and Iowa Trail beginning at a point at 36.08521 N, 76.41802 W;

(B) ~~The~~ the canal ~~entrance~~ between Iowa Trail and Shawnee Trail beginning at a point at 36.08511 N, 76.41763 W;

(C) ~~The~~ the area within 75 yards of the Albemarle Plantation Marina Piers;

(D) ~~The~~ the area of the cove known as Beaver Cove, ~~as delineated by appropriate markers~~ shore to shore beginning at a point at 36.08767 N, 76.42151 W; and

(E) ~~The the~~ waters of Yeopim Creek adjacent to Heritage Shores North, shore to shore, east of a line from a point on the north shore at 36.11356 N, 76.43138 W to a point on the south shore at 36.11288 N, 76.43173 W, to a line northwest from a point on the east shore at 36.11219 N, 76.42445 W to a point on the west shore at 36.11178 N, 76.42596 W.

(4) Little River: The entrance to the cove known as "~~Muddy Gut Canal,~~" Muddy Gut Canal which extends from the waters known as "~~Deep Creek,~~" Deep Creek, shore to shore beginning at a line from a point on the east shore at 36.17729 N, 76.28011 W to a point on the west shore at 36.17667 N, 76.28331 W.

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

~~(c)~~ Swimming Area. No person operating or responsible for the operation of any vessel shall permit it to enter the swimming area at the Snug Harbor Park and Beach on the Yeopim River.

~~(e)~~ (d) Placement of Markers. The Board of Commissioners of Perquimans County is the designated ~~a suitable agency~~ for placement of markers implementing this 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. November 1, 1988;*

*Amended Eff. October 1, 1992;*

*Temporary Amendment Eff. October 1, 1997;*

*Amended Eff. July 1, 1998;*

*Temporary Amendment Eff. February 4, 2000;*

*Amended Eff. January 1, 2015; September 1, 2013; May 1, 2006; June 1, 2005; July 1, 2000;*

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

*Amended Eff. October 1, 2018; June 1, 2017.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0356

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 7 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0356 is amended as published in 32:07 NCR 647 as follows:

2  
3 **15A NCAC 10F .0356 PASQUOTANK COUNTY**

4 (a) Regulated Area. This area applies to the canals of the Glen Cove Subdivision in Pasquotank County.

5 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed while on the waters of the regulated  
6 area designated in Paragraph (a) of this Rule.

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

10  
11 *History Note: Authority G.S. 75A-3; 75A-15;*

12 *Eff. December 1, 1988;*

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

15 *Amended Eff. October 1, 2018.*  
16

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0357

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 21 – replace “It is unlawful to” with “No person shall”*

*Line 21 – replace “any” with “a”*

*Line 23 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018



1 15A NCAC 10F .0357 is amended as published in 32:11 NCR 1078-1079 as follows:

3 **15A NCAC 10F .0357 NASH COUNTY**

4 (a) Regulated Area. This Rule applies to the following waters of the Tar River Reservoir near the City of Rocky  
5 Mount in Nash County: That area of the Tar River Reservoir at the boat launching ramp and bridge located on State  
6 Road 1745 (bend of the River Road) and both bridges and ramps on State Road 1603, near the city of Rocky Mount  
7 in Nash County.

8 (1) beginning 50 yards northwest of the bridge located on SR 1745, otherwise known as Bend of the River Road,  
9 from a line northwest of the bridge at a point on the south shore at 35.88347 N, 77.89666 W, northeast to a  
10 point in the water at 35.88395 N, 77.89576 W, and ending southeast of the bridge at a point within 50 yards  
11 of the Bend of the River boat ramp located at 35.88224 N, 77.89605 W.

12 (2) beginning 185 yards northwest of the Sapony Creek bridge and boat ramp located on SR 1603, otherwise  
13 known as S. Old Carriage Road at 35.88545 N, 77.91154 W, shore to shore at a line from a point on the south  
14 shore at 35.88540 N, 77.91365 W to a point on the north shore at 35.88643 N, 77.91309 W, and ending at a  
15 line east of the bridge from a point on the south shore at 35.88479 N, 77.91148 W to a point on the northeast  
16 shore at 35.88565 N, 77.91085 W; and

17 (3) the waters 50 yards southwest of the Low Bridge on SR 1603 otherwise known as S. Old Carriage Road from  
18 a point in the water at 35.85446 N, 77.90760 W to a line northeast of the bridge shore to shore, from a point  
19 on the southeast shore at 35.85590 N, 77.90545 W to a point on the northwest shore at 35.85718 N, 77.90757  
20 W.

21 (b) Speed Limit. It is unlawful to operate any ~~motorboat or~~ vessel at greater than no-wake speed within any of the  
22 regulated areas described in Paragraph (a) of this Rule.

23 (c) Placement ~~and Maintenance~~ of Markers. The City of Rocky Mount is the designated ~~a suitable~~ agency for the  
24 placement ~~and maintenance~~ of markers implementing this Rule.

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

26 *Eff. May 1, 1989;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0358

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 10 – replace “any” with “a”*

*Line 12 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0358 is amended as published in 32:11 NCR 1079 as follows:

2  
3 **15A NCAC 10F .0358 JONES COUNTY**

4 (a) Regulated Area. This Rule applies to ~~those~~ the waters of the Trent River ~~shore to shore in Pollocksville, from a~~  
5 ~~point line~~ 25 yards west of the ~~US Hwy~~ U.S. Highway 17 bridge from a point on the north shore at 35.01023 N,  
6 77.21938 W to a point on the south shore at 35.00979 N, 77.21942 W, ~~downstream~~ eastward to a ~~point~~ 50 line 100  
7 yards east of the ~~Seaboard Coastline Railroad bridge at Pollocksville, NC.~~ Pollocksville Public Fishing and Boating  
8 Access Area, from a point on the north shore at 35.00967 N, 77.21696 W to a point on the south shore at 35.00931 N,  
9 77.21718 W.

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

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

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

16 *Eff. May 1, 1989;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0361

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 7 – replace “any” with “a”*

*Line 9 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0361 is amended as published in 32:07 NCR 647 as follows:

2  
3 **15A NCAC 10F .0361 WILKES COUNTY**

4 (a) Regulated Area. This Rule applies to those waters within 50 yards of any marked boat launching area, bridge,  
5 dock, pier, marina, boat storage structure, or boat service area located on W. Kerr Scott Reservoir ~~located~~ in Wilkes  
6 County.

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

9 (c) Placement and Maintenance of Markers. The Wilkes County Board of Commissioners is ~~the~~ designated ~~a suitable~~  
10 agency for placement ~~and maintenance~~ of the markers implementing this Rule.

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

13 *Eff. September 1, 1989;*

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: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0362

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 16 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0362 is amended as published in 32:11 NCR 1079 as follows:

2  
3 **15A NCAC 10F .0362 HARNETT COUNTY**

4 (a) Regulated Area. This Rule applies to the following ~~public~~ waters of in Harnett County:

5 (1) ~~All the waters of the Carolina Lakes-Lake Carolina~~ within 50 yards of any marked boat launching  
6 ramp, boat service area, boat pier, boat dock, boat mooring area, boat storage structure, or ~~bridge~~.  
7 bridge; and

8 (2) ~~The marked the canal joining between Lake Carolina and Ski Lake from its west end at Lake~~  
9 ~~Carolina at a point at 35.28164 N, 79.03218 W to its east end where it enters to Ski Lake. Lake at a~~  
10 ~~point at 35.28038 N, 79.02662 W.~~

11 (b) Restricted Zones. Except for authorized personnel of State, County, and Municipal governments and emergency  
12 response personnel, no person shall operate a vessel in any restricted zone marked to prevent entry by boats, including  
13 designated swimming areas and danger zones near dams and spillways.

14 (c) Speed Limit. No person shall operate a vessel at greater than no-wake speed within any of the regulated areas  
15 delineated in Paragraph (a) of this Rule.

16 (d) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Harnett County is the designated ~~as the~~  
17 ~~suitable~~ agency for placement and maintenance of markers implementing this Rule. ~~Provided the Board exercises its~~  
18 ~~supervision responsibility, they may delegate the actual placement and maintenance to some other responsible agency,~~  
19 ~~corporation, group, or individual. With regard to marking the regulated areas and restricted zones described in~~  
20 ~~Paragraphs (a) and (b) of this Rule, the supplementary standards set forth in Rule .0301(g) of this Section shall apply.~~

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

23 *Eff. August 1, 1990;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0363

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 11 – replace “are” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018



1 15A NCAC 10F .0363 is amended as published in 32:07 NCR 647 as follows:

2  
3 **15A NCAC 10F .0363 CASWELL AND PERSON COUNTIES**

4 (a) Regulated Areas. This Rule applies ~~only on that portion of~~ to the waters of Hyco Lake ~~which lies within the~~  
5 ~~boundaries of~~ in Caswell and Person ~~Counties~~ counties, ~~and to the restricted zones indicated by Paragraphs (b) and~~  
6 ~~(c) of this Rule on such waters.~~

7 (b) Speed Limit Near Bridges. No person shall operate a vessel at greater than no-wake speed ~~limit~~ within 50 yards  
8 of any ~~bridges crossing over~~ bridge that crosses the waters of Hyco Lake.

9 (c) Speed Limit in Canals. No person shall operate a vessel at greater than no-wake speed ~~limit~~ within any canals  
10 ~~connected to on~~ Hyco Lake.

11 (d) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Caswell and Person Counties are the  
12 ~~hereby~~ designated ~~as suitable~~ agencies for placement ~~and maintenance~~ of the markers implementing this Rule.

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

15 *Eff. November 1, 1990;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0364

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 12 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0364 is amended as published in 32:07 NCR 647 as follows:

2  
3 **15A NCAC 10F .0364 GREENSBORO**

4 (a) Regulated Area. This Rule applies to the waters of Lake Brandt, Lake Higgins, ~~Lake Townsend and Lake~~  
5 ~~Townsend, otherwise known as Greensboro Municipal Reservoirs, (Greensboro Municipal Reservoirs)~~ within the city  
6 limits of Greensboro in Guilford County.

7 (b) Speed Limit. No person shall operate a vessel at greater than no wake speed within 50 yards of any marked public  
8 boat launching ramp, bridge, dock, marina, boat storage structure, boat service area or pier operated by the City of  
9 Greensboro for public use.

10 (c) Restricted Zones. No person operating or responsible for the operation of any vessel shall permit ~~the same~~ it to  
11 enter any restricted zone marked to prevent entry by vessels.

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

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

16 *Eff. August 1, 1991;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0365

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 13 – replace “It is unlawful to” with “No person shall”*

*Line 15 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0365 is amended as published in 32:07 NCR 648 as follows:

2  
3 **15A NCAC 10F .0365 TYRRELL COUNTY**

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

5 (1) ~~That the~~ portion of the Scuppernong River from 300 yards ~~west~~ north-northwest of the Highway 64  
6 U.S. Highway 64 bridge to 100 yards east south-southwest of the Highway 64 bridge as designated  
7 ~~by the appropriate markers. U.S. Highway 64 bridge.~~

8 (2) ~~That the~~ portion of the Scuppernong River from the point where the canal to the Columbia Boat  
9 Ramp Boating Access Areas intersects the river and extending 200 feet into the river as designated  
10 ~~by the appropriate markers. river.~~

11 (3) ~~The entire the~~ waters of the canal that leads to the marina at Taylor's Beach on Albemarle Sound in  
12 Columbia, beginning at a point at 35.95559 N, 76.30219 W.

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

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

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

20 *Eff. December 1, 1993;*

21 *Amended Eff. September 1, 2011; December 1, 1994;*

22 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
23 *6, 2016.*

24 *Amended Eff. October 1, 2018.*  
25

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0368

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 8 – replace “any” with “a”*

*Line 10 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0368 is amended as published in 32:07 NCR 648 as follows:

2  
3 **15A NCAC 10F .0368 TOWN OF NAGS HEAD**

4 (a) Regulated Area. This Rule applies to the waters of the Roanoke Sound extending 600 feet from the shoreline;  
5 ~~adjacent to and~~ from the northern boundary of the Old Nags Head Cove Subdivision at a point at 35.95136 N, 75.63233  
6 W to the southern boundary of the Old Nags Head Cove Subdivision at a point at 35.93676 N, 75.62223 W. and  
7 ~~marked by buoys.~~

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

10 (c) Placement ~~and Maintenance~~ of Markers. The Town of Nags Head is ~~the~~ designated ~~a suitable~~ agency for placement  
11 ~~and maintenance~~ of the markers implementing this ~~Rule. Rule, subject to the approval of the United States Coast~~  
12 Guard and United States Army of Corps of Engineers.

13  
14 *History Note: Authority G.S. 71A-15; 72A-3;*

15 *Temporary Adoption Eff. July 1, 2002;*

16 *Eff. April 1, 2003;*

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

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0369

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 10 – replace “any” with “a”*

*Line 12 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018



1 15A NCAC 10F .0369 is amended with changes as published in 32:11 NCR 1079 as follows:

2  
3 **15A NCAC 10F .0369 TOWN OF SWANSBORO**

4 (a) Regulated Area. This Rule applies to the waters of the White Oak River within approximately 50 yards of the  
5 shoreline of the Swansboro Town Limits in Onslow County and outside the United States Army Corps of Engineers  
6 Swansboro Channel setback, as marked by no-wake buoys, from beginning at the Highway 24 [N.C.] N.C. Highway  
7 24 bridge southward toward Casper's Marina, approximately 50 yards from the east shoreline of the Swansboro Town  
8 limits and marked by buoys, and ending at a point 50 yards southwest of the Casper's Marina pier at 34.68495 N,  
9 77.12195 W.

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

12 (c) Placement ~~and Maintenance~~ of Markers. The Town of Swansboro is the designated ~~a suitable~~ agency for  
13 placement ~~and maintenance~~ of the markers implementing this ~~Rule.~~ Rule, subject to the approval of the United States  
14 Coast Guard and United States Army Corps of Engineers.

15  
16  
17 *History Note: Authority G.S. 71A-15; 72A-3;*

18 *Eff. October 1, 2004;*

19 *Amended Eff. June 1, 2005;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0370

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 7 – add a comma after “raft”*

*Line 12 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0370 is amended as published in 32:07 NCR 648 as follows:

2  
3 **15A NCAC 10F .0370 CITY OF ROCKY MOUNT**

4 (a) Regulated Areas. This Rule applies to the waters ~~of the Tar River shore to shore, beginning 100 yards upstream~~  
5 ~~from at the North Carolina SR-43 N.C. Highway Bridge, also known as the Bridge on Peachtree Street Bridge, Street,~~  
6 ~~eastward 100 yards and ending at to the edge of the Rocky Mount Mill Dam. -on the Tar River.~~

7 (b) Swimming or boating. No swimming or other entry of a person in or upon a boat, raft or other floating object  
8 shall be permitted within the ~~exclusion~~ exclusionary zone established in Paragraph (a) of this Rule.

9 (c) Paragraph (b) of this Rule shall not apply to persons who, with consent of the City of Rocky Mount, require access  
10 for ~~the purpose of~~ maintaining or repairing facilities associated with the Rocky Mount Mill Dam or the Rocky Mount  
11 Mill.

12 (d) Placement ~~and Maintenance~~ of Markers. The City of Rocky Mount is designated as ~~the a suitable~~ entity for  
13 placement ~~and maintenance~~ of buoys and other signs indicating the areas in which boating and swimming are  
14 prohibited by this Rule.

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

17 *Eff. May 1, 2004;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0371

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 6 – add a comma after “raft”*

*Line 11 – add a comma after “boating”*

*Line 15 – add “an” before “emergency”*

*Line 17 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0371 is amended as published in 32:11 NCR 1080 as follows:

2  
3 **15A NCAC 10F .0371 BELEWS LAKE IN STOKES COUNTY**

4 (a) Regulated Area. This Rule applies ~~only~~ to the areas described in Paragraphs (b) and (c) in Belews Lake in Stokes  
5 County.

6 (b) No swimming or boating in exclusionary zone. No swimming or other entry of a person in or upon a boat, raft or  
7 other floating object shall be permitted in the exclusionary zone in the cove containing the power station's plant  
8 intake on the western side of Belews ~~Lake Lake~~, approximately 1,000 feet northeast of Belews Creek Steam Station,  
9 as marked by warning buoys and signs.

10 (c) No swimming or boating in evacuation area in event of alarm. In the event of a siren or audible alarm generated  
11 by the Belews Creek Steam Station, all persons swimming, boating or occupying a raft or other floating object on the  
12 lake shall evacuate the area on the western side of Belews Lake approximately 4,000 feet northeast of Belews Creek  
13 Station as marked by warning buoys and signs.

14 (d) Paragraphs (b) and (c) of this Rule shall not apply to persons who, with consent of Duke Energy Corporation,  
15 access the area for the purpose of responding to emergency or maintaining or repairing facilities of Duke Energy  
16 Corporation.

17 (e) Placement and Maintenance of Markers. The Duke Energy Corporation is the designated ~~as a suitable~~ entity for  
18 placement and maintenance of buoys, barriers and other signs ~~indicating the areas in which boating or swimming are~~  
19 ~~prohibited by~~ implementing this Rule.

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

21 *Emergency Adoption Eff. August 1, 2005;*

22 *Temporary Adoption Eff. November 1, 2005;*

23 *Eff. February 1, 2006;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0374

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 9 – replace “may” with “shall”*

*Line 12 – replace “Guard approved” with “Guard-approved”*

*Line 14 – add a comma after “raft”*

*Line 17 – replace “may” with “shall”*

*Line 17 – replace “tie off” with “tie-off”*

*Line 18 – delete the comma*

*Line 19 – replace “does” with “shall”*

*Line 20 – add a comma after “repairing”*

*Line 23 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018

1 15A NCAC 10F .0374 is amended with changes as published in 32:07 NCR 648-649 as follows:

2  
3 **15A NCAC 10F .0374 CUBE YADKIN GENERATION SAFETY ZONES**

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

7 (1) Narrows Hydroelectric Station on the Yadkin River in Stanly and Montgomery Counties;

8 (2) High Rock Hydroelectric Station on the Yadkin River in Rowan and Davidson Counties.

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

14 (c) Boating. Any person in or upon a boat, raft or other floating object that enters into the regulated areas described  
15 in Paragraph (a) of this Rule shall wear at all times a U.S. Coast Guard approved personal ~~floatation~~ floatation device  
16 in serviceable condition and of appropriate size for the wearer.

17 ~~(d)~~ No vessel may tie off to any part of the hydroelectric station structure or the accessory portions thereof within  
18 regulated areas described in Paragraph (a) of this Rule, or ~~to~~ anchor or otherwise secure a vessel in these areas.

19 ~~(d)~~ (e) Paragraph ~~(e)~~ (d) of this Rule does not apply to persons who enter with consent of ~~Alcoa Power Generating,~~  
20 ~~Inc., Cube Yadkin Generation~~ for the purpose of maintaining, repairing or evaluating facilities of ~~Alcoa Power~~  
21 ~~Generating, Inc.,~~ Cube Yadkin Generation; law enforcement or emergency personnel; or ~~NC N.C.~~ state employees  
22 acting in an official capacity.

23 ~~(e)~~ (f) Placement and Maintenance of Markers. ~~Alcoa Power Generating, Inc.,~~ Cube Yadkin Generation is the  
24 designated ~~as a suitable~~ entity for placement and maintenance of buoys and other signs implementing this Rule.

25 ~~(f) Alcoa Power Generating Inc., hydroelectric stations affected by this Rule:~~

26 (1) ~~Narrows Hydroelectric Station in Yadkin River in Stanly and Montgomery Counties;~~

27 (2) ~~High Rock Hydroelectric Station in Yadkin River in Rowan and Davidson Counties.~~

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

30 *Eff. January 1, 2008;*

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.*

## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0376

**DEADLINE FOR RECEIPT: Friday, June 8, 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:

*Line 4 – replace “applies” with “shall apply”*

*Line 21 – replace “any” with “a”*

*Line 24 – replace “is” with “shall be”*

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

Jason Thomas  
Commission Counsel  
Date submitted to agency: Tuesday, May 29, 2018



1 15A NCAC 10F .0376 is amended as published in 32:11 NCR 1080 as follows:

3 **15A NCAC 10F .0376 TOWN OF EMERALD ISLE**

4 (a) Regulated Area. This Rule applies to the following waters within the territorial jurisdiction of located in the Town  
5 of Emerald Isle, as described in Paragraph (c) of this Rule. Isle in Carteret County:

- 6 (1) ~~the entire length of the~~ Bogue Sound Drive Channel, which is .6 miles in length, ~~Channel shore to~~  
7 ~~shore, located adjacent and~~ roughly parallel to the shoreline in the vicinity of ~~Kelly Lane and~~ Bogue  
8 ~~Sound Drive; Drive, from a point where the channel enters~~ meets Bogue Sound in the west at  
9 34.67471 N, 76.98684 W to a point where it meets Bogue Sound in the east at 34.67588 N, 76.97760  
10 W;
- 11 (2) ~~the waters of the~~ Coast Guard Channel shore to shore from ~~at a point extending from~~ the north  
12 entrance of the channel where it intersects Bogue Sound behind near 419 Channel Drive- Drive,  
13 south from a point in the water at 34.65348 N, 77.09560 W, to the west entrance end of the channel  
14 where it intersects Bogue Sound, near 116 Bogue Court; Court, east-northeast from a point in the  
15 water at 34.64820 N, 77.09731 W; and
- 16 (3) the waters within approximately 100 yards of the shoreline of Bogue Sound adjacent to Archer ~~Point~~  
17 Point, south of and including ~~that a~~ portion of the Emerald Isle channel, bounded on the west side  
18 by a line running north from ~~34.67569 N 34.67553 N, 77.01537 W 77.01535 W~~ to the ~~far northern~~  
19 side of the channel, and on the east side by a line running northeast from 34.67519 N, 77.01279 W  
20 to the ~~far northern~~ side of the channel.

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

23 ~~(c) Affected Areas are:~~

24 ~~(d) (c)~~ Placement and Maintenance of Markers. The Town of Emerald Isle is the designated ~~a suitable~~ agency for  
25 placement ~~and maintenance~~ of the markers ~~or signs~~ implementing this Rule. Rule, subject to the approval of the United  
26 States Coast Guard and the United States Army Corps of Engineers.

27  
28 *History Note: Authority G.S. 75A-3; 75A-15;*

29 *Eff. September 1, 2008;*

30 *Amended Eff. August 1, 2011; April 1, 2009;*

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.*