

## Burgos, Alexander N

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**Subject:** FW: RFC 10F .0307

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**From:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Sent:** Friday, February 21, 2025 10:05 AM  
**To:** Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.org>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: RFC 10F .0307

Hi Carrie,

Here are the definitions other states use for “no wake speed” or a similar phrase in their administrative code.

[§ 29.1-700. Definitions](#) Virginia

[68D-24.002. Definitions, 68D-24. Boating Restricted Areas, 68D. Vessel Registration and Boating Safety, 68. Fish and Wildlife Conservation Commission, Florida Administrative Code](#) Florida

[Code of Laws - Title 50 - Chapter 21 - Equipment And Operation Of Watercraft](#) South Carolina

As you know the RRC’s approval of rule is not precedential. Accordingly, WLR should consider adding a definition so that the issue does not arise again.

Bill

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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## Burgos, Alexander N

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**Subject:** FW: [External] Wildlife Resources Commission - 15A NCAC 10F .0307

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**From:** Peaslee, William W <[bill.peaslee@oah.nc.gov](mailto:bill.peaslee@oah.nc.gov)>  
**Sent:** Monday, February 24, 2025 3:13 PM  
**To:** Ruhlman, Carrie A <[carrie.ruhlman@ncwildlife.org](mailto:carrie.ruhlman@ncwildlife.org)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: [External] Wildlife Resources Commission - 15A NCAC 10F .0307

Thank you!

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
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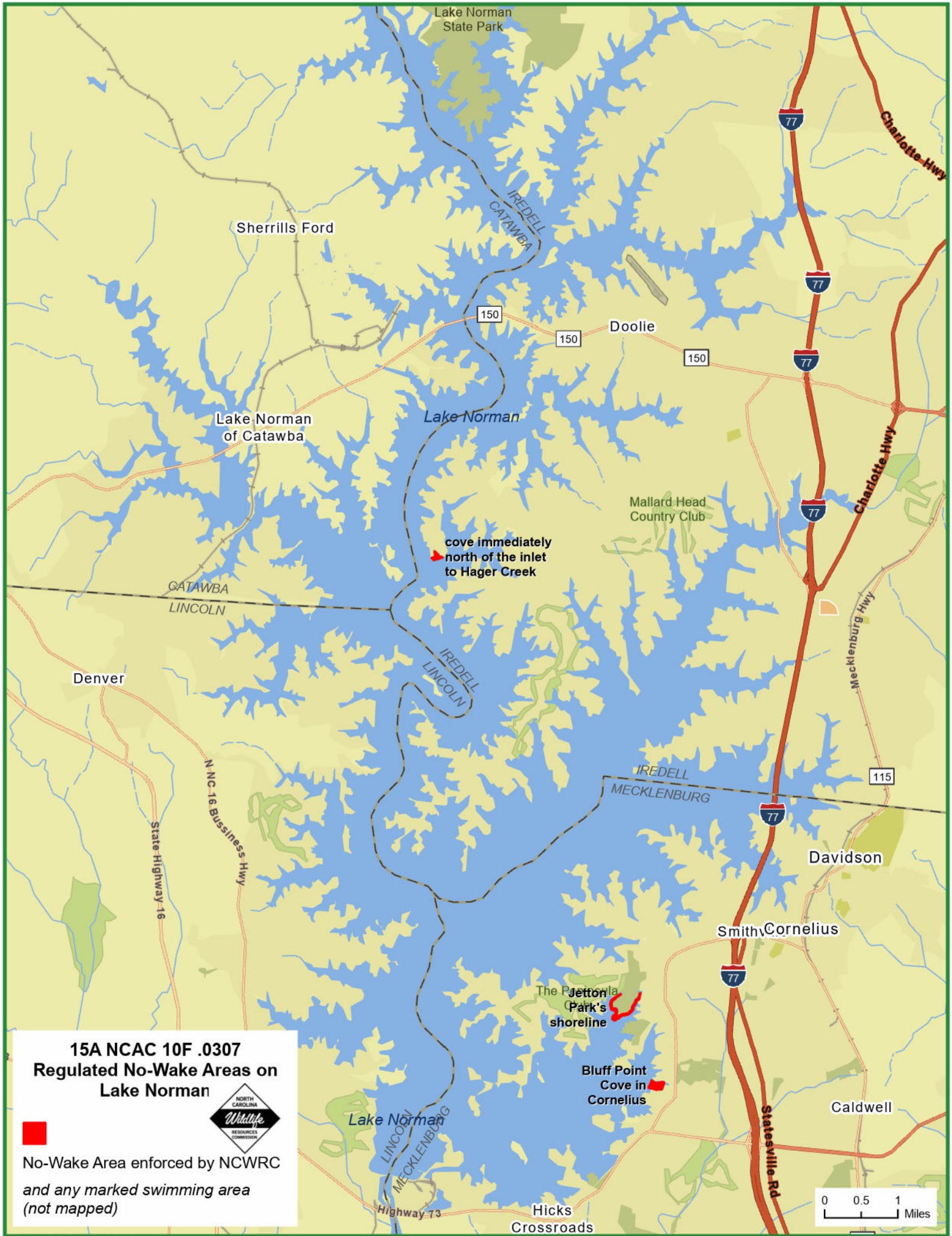
**From:** Ruhlman, Carrie A <[carrie.ruhlman@ncwildlife.org](mailto:carrie.ruhlman@ncwildlife.org)>  
**Sent:** Monday, February 24, 2025 3:11 PM  
**To:** Peaslee, William W <[bill.peaslee@oah.nc.gov](mailto:bill.peaslee@oah.nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>  
**Subject:** RE: [External] Wildlife Resources Commission - 15A NCAC 10F .0307

Hi Bill,

Attached is a map of Lake Norman with no wake zones identified. The proposed changes don't impact these no wake zones but the agency will be providing a map (this one or similar) for liveries to share with their renters, as required in (e)(2) of the Rule.



**Carrie Ruhlman // Policy Manager**  
**Office of Conservation Policy & Analysis**  
Office: 919-707-0011 / Mobile: 919-606-2241



**15A NCAC 10F .0307  
Regulated No-Wake Areas on  
Lake Norman**

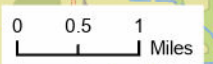


No-Wake Area enforced by NCWRC  
and any marked swimming area  
(not mapped)



Bluff Point  
Cove in  
Cornelius

The Pylon  
Park's  
shoreline



## **Burgos, Alexander N**

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**From:** Peaslee, William W  
**Sent:** Monday, February 24, 2025 1:14 PM  
**To:** Ruhlman, Carrie A  
**Cc:** Burgos, Alexander N  
**Subject:** FW: [External] Wildlife Resources Commission - 15A NCAC 10F .0307

Hi Carrie,

Can you provide maps of the areas addressed in your rules under consideration for the February RRC meeting.

Thank you.

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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**From:** wsboyles@verizon.net <wsboyles@verizon.net>  
**Sent:** Monday, February 24, 2025 1:10 PM  
**To:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Subject:** [External] Wildlife Resources Commission - 15A NCAC 10F .0307

**CAUTION:** External email. Do not click links or open attachments unless verified. Report suspicious emails with the Report Message button located on your Outlook menu bar on the Home tab.

Dear Bill:

Could the Wildlife Resources Commission get us some maps to show the areas they describe in the proposed rule?

Sincerely,

Commissioner Boyles

## **Burgos, Alexander N**

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**Subject:** FW: RFC 10F .0307  
**Attachments:** 15A NCAC 10F .0307 - tech.docx

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**From:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Sent:** Friday, February 21, 2025 10:02 AM  
**To:** Rules, Oah <oah.rules@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.org>  
**Subject:** FW: RFC 10F .0307

Good morning,

It is my present intention to recommend approval of the attached rule as revised.

As always, if you have any questions please feel free to contact me.

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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## Burgos, Alexander N

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**Subject:** FW: RFC 10F .0307  
**Attachments:** 02.2025 - Wildlife Resources Commission Request for Technical Changes - 10F 0307  
Temp.docx; 15A NCAC 10F .0307 - tech.docx

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**From:** Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.org>  
**Sent:** Wednesday, February 19, 2025 11:22 AM  
**To:** Peaslee, William W <bill.peaslee@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: RFC 10F .0307

Hi Bill,

I've addressed your questions/comments in the attached technical change request document and made a few rule edits too. For several of your comments, I wasn't sure if you were requesting that I change the rule or simply provide clarification, so I did the latter. Please take a look and let me know if you need anything else.

Carrie



**Carrie Ruhlman // Policy Manager**  
**Office of Conservation Policy & Analysis**  
Office: 919-707-0011 / Mobile: 919-606-2241



REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0307

DEADLINE FOR RECEIPT: February 18, 2025

**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 email the reviewing attorney to inquire concerning the staff recommendation.

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

*Explain how this is an “unforeseen” threat pursuant to G.S. 150B-21.1. **The increased operation of rental companies on the lake over the last boating season necessitates the standards to be in place for these entities before the start of the next boating season.***

*In general, there is a conflict between Paragraph (a) and (c). Paragraph (a) stated that the Rule is applicable to certain areas while Paragraph (c), which is part of The Rule, states that it is applicable to all marked swimming areas on Lake Norman. Which is it? **Swimming areas are regulated in 10F .0301 so this paragraph has been removed.***

*Line 15: Is “vessel” defined in your rules? Does the agency intend the same definition as G.S. 75A-2(5)? **No, but 10F .0102(a) states that the definitions in G.S. 75A -2 apply to Subchapter 10F.***

*Line 15: Define “no wake speed”. **We don’t define no wake speed because it’s a different speed on every boat. The first forward gear is generally what LE would advise as no wake speed. It’s the speed at which a boat doesn’t make a noticeable wake.***

*Lines 19-20: Cite the statute concerning designation. **G.S. 75A-15. Further explained in 10F .0301(c)***

*Line 21: Define “vessel liveries”. **As used in G.S. 75A-8, vessel livery means a boat rental business. G.S. 75A-13.3 further confirms that it is a rental business.***

*Lines 29-30: As written, there is an ambiguity. The documentation is to be made available at the request of the livery company? Consider: “Both parties shall sign and date documentation verifying adherence to these requirements on the date the rental begins. The vessel livery shall maintain a copy of this documentation for a period of two years from the date of rental which shall be made available to law enforcement officers upon request. The vessel renter shall have a copy of the documentation on the vessel and available for law enforcement upon demand during the term of the rental.” **Updated.***

William W. Peaslee  
Commission Counsel

Date submitted to agency: February 14, 2025

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

William W. Peaslee  
Commission Counsel

Date submitted to agency: February 14, 2025



1 15A NCAC 10F .0307 is amended under temporary procedures with changes as follows:

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

4 (a) Regulated Area. This Rule shall apply to Lake Norman in Catawba, Iredell, Lincoln, and Mecklenburg counties:

- 5 (1) within 50 yards of the shoreline at Jetton Park in Mecklenburg County, from a point on the west  
6 side of the park at 35.47082 N, 80.90427 W, south and around the point at 35.46703 N, 80.90360  
7 W, then northeast to a point at 35.47262 N, 80.89727 W;  
8 (2) Bluff Point Cove in Cornelius shore to shore, east of a line from a point 50 yards west of the south  
9 shore of the cove mouth at 35.45327 N, 80.89520 W to a point 50 yards west of the north shore of  
10 the cove mouth at 35.45487 N, 80.89440 W; and  
11 (3) the cove immediately north of the inlet of Hager Creek in Iredell County, north of a line from a point  
12 on the north shore at 35.55760 N, 80.94730 W southwest to a point on the island at the inlet of Hager  
13 Creek at 35.55695 N, 80.94971 W, and east of a line from the same point on the island northwest to  
14 a point on the north shore at 35.55754 N, 80.95029 W.

15 (b) Speed Limit. No person shall operate a vessel at greater than no wake speed within the regulated areas described  
16 in Paragraph (a) of this Rule and as set forth in G.S. 75A-14.1.

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

19 (d) Placement and Maintenance of Markers. The Lake Norman Marine Commission shall be the designated agency  
20 for placement and maintenance of navigational aids and regulatory markers on the waters of Lake Norman.

21 (e) Vessel Liveries. Vessel liveries operating on Lake Norman shall conduct the following activities with each vessel  
22 renter prior to relinquishing control of the vessel:

- 23 (1) a pre-rental vessel inspection to ensure that safety equipment required by Rule .0201 of this  
24 Subchapter is on board and accessible; and  
25 (2) provide and review instruction on safe operation of the vessel rented including review of navigation  
26 rules in G.S. 75A-6.1, operating restrictions in G.S. 75A-10, an electronic or waterproof  
27 navigational map of Lake Norman, and the U.S. Coast Guard's U.S. Aids to Navigation System  
28 pamphlet.

29 Documentation of adherence to these requirements shall be signed by both parties and be available for inspection by  
30 law enforcement officers upon request from the livery company for up to two years and from the vessel renter while  
31 that individual is in control of the vessel. Both parties shall sign and date documentation verifying adherence to these  
32 requirements on the date the rental begins. The vessel livery shall maintain a copy of this documentation for a period  
33 of two years from the date of rental which shall be made available to law enforcement officers upon request. The  
34 vessel renter shall have a copy of the documentation on the vessel and available for law enforcement upon demand  
35 during the term of the rental.

36  
37 *History Note: Authority G.S. 75A-3; 75A-15;*

1                   *Eff. February 1, 1976;*  
2                   *Amended Eff. July 1, 1998; October 1, 1992; May 1, 1989; March 25, 1978;*  
3                   *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*  
4                   *6, 2016;*  
5                   *Amended Eff. October 1, 2019; October 1, 2018.*  
6                   *Temporary Amendment Eff. March 1, 2025.*

## **Burgos, Alexander N**

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**From:** Peaslee, William W  
**Sent:** Friday, February 14, 2025 11:41 AM  
**To:** Ruhlman, Carrie A  
**Cc:** Burgos, Alexander N  
**Subject:** RFC 10F .0307  
**Attachments:** 02.2025 - Wildlife Resources Commission Request for Technical Changes - 10F 0307 Temp.docx

Hi Carrie,

Attached please find the request for changes to the above captioned temporary rule.

As always if you have any questions please feel free to contact me.

Bill

**William W. Peaslee**  
**Rules Review Commission Counsel / Legislative Liaison**  
Office of Administrative Hearings  
1711 New Hope Church Road  
Raleigh NC, 27609  
(984) 236-1939  
[Bill.Peaslee@oah.nc.gov](mailto:Bill.Peaslee@oah.nc.gov)

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## Burgos, Alexander N

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**Subject:** FW: NCWRC Temporary Rule Filing for RRC review

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**From:** Ruhlman, Carrie A <[carrie.ruhlman@ncwildlife.org](mailto:carrie.ruhlman@ncwildlife.org)>

**Sent:** Wednesday, February 12, 2025 10:04 AM

**To:** Rules, Oah <[oah.rules@oah.nc.gov](mailto:oah.rules@oah.nc.gov)>

**Subject:** NCWRC Temporary Rule Filing

Attached please find temporary rule documents for 10F .0307 for the February 2025 RRC meeting. Please let me know if you have any questions.



**Carrie Ruhlman // Policy Manager**  
**Office of Conservation Policy & Analysis**

51 Varsity Drive, Raleigh, NC 27606

Office: 919-707-0011 / Mobile: 919-606-2241

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