



NOTICE OF TEXT

[Authority G.S. 150B-21.2(c)]

OAH USE ONLY

VOLUME:

ISSUE:

CHECK APPROPRIATE BOX:

- Notice with a scheduled hearing
 Notice without a scheduled hearing
 Republication of text. Complete the following cite for the volume, issue, and date of previous publication, as well as blocks 1 - 3 and 6 - 12. If a hearing is scheduled, complete block 4.
Previous publication of text was published in Volume: Issue:

1. Rule-Making Agency: North Carolina Wildlife Resources Commission

2. Proposed Action -- Mark the appropriate box(es) and list rule citation(s) beside proposed action:

- ADOPTION:
- AMENDMENT: 15A NCAC 10F .0324 DAVIDSON COUNTY
- REPEAL:

3. Proposed effective date: December 1, 2011

4. Is a public hearing planned? Yes No

If yes: Public Hearing date: August 31, 2011
Public Hearing time: 10:00 am
Public Hearing Location: Wildlife Resources Commission, 1751 Varsity Drive, Raleigh NC 27606

5. If no public hearing is scheduled, provide instructions on how to demand a public hearing:

6. Explain Reason For Proposed Action: Davidson County has applied for a no wake zone around the docks at Camp Walter Johnson Salvation Army camp for the protection of campers, swimmers and boaters using the waters in that area.

7. The procedure by which a person can object to the agency on a proposed rule:

Objections may be submitted in writing or via electronic mail during the comment period to C. Norman Young, Jr. (See box 9 and box 11.)

Procedure for Subjecting a Proposed Rule to Legislative Review: If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or facsimile transmission. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 919-431-3000.

8. The person to whom written comments may be submitted on the proposed rule:

Name: Betsy Foard
Address: North Carolina Wildlife Resources Commission
1701 Mail Service Center
Raleigh, North Carolina 27699-1721
Phone (optional): (919) 707-0013
Fax (optional): 919-707-0020
E-Mail (optional): betsy.foard@ncwildlife.org

9. Comment Period Ends: September 30, 2011

10. Fiscal impact (mark all that apply).

If this form contains rules that have different fiscal impacts, list the rule citations beside the appropriate impact.

- Certified by OSBM –**
 - State funds affected**
 - Local funds affected**
 - Substantial economic impact (≥\$3,000,000)**
 - Fiscal Note posted at <http://www.osbm.state.nc.us/> _____**

No fiscal note required pursuant to G.S. 150B-21.4

11. Rule-making Coordinator: C. Norman Young, Jr.

Address: North Carolina Department of Justice, SSA
9001 Mail Service Center
Raleigh, North Carolina 27699-9001

Phone: (919) 716-6813
E-Mail: nyoung@ncdoj.gov

Agency contact, if any: Betsy Foard

Phone: (919) 707-0013
E-mail: betsy.foard@ncwildlife.org

12. Signature of Agency Head* or Rule-making Coordinator:



***If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.**

Typed Name: C. Norman Young, Jr.

Title: Rulemaking coordinator

1 15A NCAC 10F .0324 is proposed for amendment 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
5 Lake 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.

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~~. Cove on High Rock Lake.

12 (3) the waters of Flat Swamp Creek on High Rock Lake beginning 50 yards north of the docks at
13 Camp Walter Johnson and extending 100 yards south of the docks as delineated by appropriate
14 markers.

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

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

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

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

29
30 *Authority G.S. 75A-3; 75A-15*