

1 15A NCAC 10F .0302 is proposed for readoption with substantive changes as follows:

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

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

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

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

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

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

31 *Eff. February 1, 1976;*

32 *Amended Eff. July 1, 1998.*

1 15A NCAC 10F .0335 is proposed for amendment as follows:

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

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

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

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

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

15 *Eff. August 31, 1980;*

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

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1 NCAC 10F .0359 is proposed for amendment as follows:

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

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

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

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

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

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

26 *Eff. May 1, 1989;*

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

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

1 15A NCAC 10F .0367 IS PROPOSED FOR AMENDMENT AS FOLLOWS:

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15A NCAC 10F .0367 HOKE COUNTY

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

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

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

*History Note: Authority G.S. 75A-3; 75A-15;
Temporary Adoption Eff. April 1, 1999;
Eff. July 1, 2000;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 6, 2016.*

1 15A NCAC 10F .0308 is proposed for amendment as follows:

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

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

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

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

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

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24 *History Note: Authority G.S. 75A-3; 75A-15;*
25 *Eff. February 1, 1976;*
26 *Amended Eff. June 1, 2005; July 1, 1998; February 1, 1990; July 1, 1986; March 25, 1978;*
27 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
28 *6, 2016;*
29 *Amended Eff. June 1, 2017.*

1 15A NCAC 10F .0315 is proposed for amendment as follows:

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

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

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

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

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

15 *Eff. February 1, 1976;*

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

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1 15A NCAC 10F .0321 is proposed for readoption with substantive changes as follows:

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

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

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

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

16 (c) Placement of Markers. The Board of Commissioners of Pender County ~~with respect to~~ for the regulated areas
17 designated in Subparagraphs (1), (2) and (4) of Paragraph (a) of this Rule, the Board of Commissioners of the Town
18 of Topsail ~~Beach, with respect to~~ Beach for the regulated area designated in Subparagraph (3) of Paragraph (a) of
19 this Rule, and the Board of Commissioners of the Town of Surf ~~City, with respect to~~ City for the regulated area
20 designated in ~~Subparagraph (5) of Paragraph (a)~~ Subparagraph (5)(a) of this Rule are the designated as ~~suitable~~
21 agencies for placement of the markers implementing this Rule, subject to the approval of the United States Coast
22 Guard and the United States Army Corps of Engineers.

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24 *History Note: Authority G.S. 75A-3; 75A-15;*
25 *Eff. May 1, 1976;*
26 *Amended Eff. July 1, 1993; December 1, 1991; May 1, 1989; October 1, 1985;*
27 *Temporary Amendment Eff. April 1, 1999;*
28 *Amended Eff. June 1, 2017; July 1, 2000.*
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1 15A NCAC 10F .0349 is proposed for amendment as follows:

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

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

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

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

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

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

19 *Eff. August 1, 1984;*

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

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1 15A NCAC 10F .0372 is proposed for amendment as follows:

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

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

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

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

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

16 *Eff. May 1, 2006;*

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

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1 15A NCAC 10F.0340 is proposed for amendment as follows:

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

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

- 5 (1) ~~Bell's Bell~~ Island. ~~The waters contained in all the~~ All canals on ~~Bell's Bell~~ Island.
- 6 (2) ~~Walnut Island. Island~~ Subdivision. ~~The waters in all the canals~~ All canals in the Walnut Island
7 subdivision in the Village of Grandy.
- 8 (3) ~~Waterview Shores~~ Subdivision. ~~The waters in all the canals~~ subdivision. All canals in the
9 ~~Waterview Shores~~ subdivision subdivision in the Village of Grandy. ~~The regulated area begins at~~
10 ~~the entrances to the subdivision from Dowdy Bay (Poplar Branch Bay) at 36.25148N, 75.87061W;~~
11 ~~36.24981N, 75.87042W; and 36.24872N, 75.87055W.~~
- 12 (4) ~~Neal's Creek Landing. Those~~ The waters of ~~Currituck Sound~~ Neal's Creek within 50 yards of
13 ~~Neal's Creek Landing as delineated by appropriate markers.~~ at the end of SR 1133, otherwise known
14 as Neals Creek Road.
- 15 (5) ~~Tull's Tull~~ Bay.
- 16 (A) ~~Those~~ The waters of ~~Tull's Creek within the canal off of Tull Bay from its mouth to its end~~
17 ~~at Tull's Bay Marina, 50 yards upstream and 50 yards downstream of~~ and within the canal
18 ~~leading to Tull's Bay Marina as delineated by appropriate markers.~~ Marina.
- 19 (B) ~~Those~~ The waters which constitute the canals of the ~~Tull's Tulls~~ Bay Colony subdivision
20 ~~in Moyock and including the waters~~ 50 yards north along the Mississippi Canal from its
21 intersection with Elizabeth Canal.

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

24 (c) Placement ~~and Maintenance~~ of Markers. The Board of Commissioners of Currituck County is the 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.

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28 *History Note: Authority G.S. 75A-3; 75A-15;*
29 *Eff. May 1, 1982;*
30 *Amended Eff. May 1, 2015; July 1, 1993; January 1, 1991; December 1, 1990; January 1, 1989;*
31 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
32 *6, 2016.*
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