

1 *Italicized text in the Rule is currently open for public comment and has not yet been considered for adoption by the*  
2 *Wildlife Resources Commission.*

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4 **15A NCAC 10F .0323 BURKE COUNTY**

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

- 6 (1) Lake Hickory;
- 7 (2) Lake James, delineated by markers consistent with Paragraph (e) of this Rule, at the following  
8 locations:
- 9 (A) Holiday Shores Subdivision;
- 10 (B) Lake James Campground;
- 11 (C) Laurel Pointe Subdivision;
- 12 (D) The waters of Boyd Moore Cove shore to shore, north of a line from a point on the  
13 northwest shore at 35.76667 N, 81.82337 W to a point on the southeast shore at 35.76558  
14 N, 81.82245 W;
- 15 (E) East Shores development;
- 16 (F) Eastern shore of Lake James at Mallard Cove;
- 17 (G) That portion of Lake James shore to shore, beginning ~~50 yards northeast of the NC~~  
18 ~~Highway 126 bridge at a line from a point on the north shore at 35.74398 N, 81.88426 W,~~  
19 ~~to a point on the south shore at 35.74334 N, 81.88383 W, and ending at a line 215 yards~~  
20 ~~southwest of the NC Highway 126 bridge, from a point on the northwest shore at 35.74257~~  
21 ~~N, 81.88679 W to a point on the southeast shore at 35.74160 N, 81.88516 W; 385 yards~~  
22 ~~northeast of the NC Highway 126 bridge at a line from a point on the north shore at~~  
23 ~~35.74652 N, 81.88231 W to a point on the south shore at 35.74440 N, 81.88017 W, and~~  
24 ~~ending at a line 550 yards southwest of the NC Highway 126 bridge and 50 yards south of~~  
25 ~~the Canal Bridge Boating Access Area dock from a point on the northwest shore at~~  
26 ~~35.74163 N, 81.88943 W to a point on the southeast shore at 35.73869 N, 81.88652 W;~~  
27 ~~(H) Within 50 yards of the Canal Bridge Boating Access area dock;~~  
28 ~~(H)~~ (H) The waters within 50 yards of the end of the South Pointe Subdivision peninsula from a  
29 point east of the peninsula at 35.76399 N, 81.83768 W, and surrounding the peninsula from  
30 a point east of the peninsula at 35.76399 N, 81.83768 W, and surrounding the peninsula to  
31 a point west of the peninsula at 35.76307 N, 81.83648 W; and
- 32 ~~(I)~~ (I) The waters of Sherman's Hollow Cove shore to shore, and contiguous with those waters  
33 beginning at a point on the west shore of the mouth of Sherman's Hollow Cove at 35.76423  
34 N, 81.82748 W, extending northeast within 50 yards of Linville Point to a point on the  
35 northeast shore of Linville Point at 35.76596 N, 81.82432 W.
- 36 (3) Lake Rhodhiss.

1 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed within 50 yards of any designated  
2 public boat launching ramp, bridge, marina, boat storage structure, boat service area, dock, or pier; or while on  
3 designated waters of the areas described in Paragraph (a) of this Rule.

4 (c) Speed Limit in Mooring Areas. No person shall operate a vessel at greater than no-wake speed while within a  
5 marked mooring area on the regulated areas described in Paragraph (a) of this Rule.

6 (d) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to  
7 enter any marked public swimming area on the regulated areas described in Paragraph (a) of this Rule.

8 (e) Placement of Markers. The Board of Commissioners of Burke County is the designated agency for placement of  
9 the markers implementing this Rule, subject to the approval of the United States Coast Guard and the United States  
10 Army Corps of Engineers.

11 (f) Notwithstanding Paragraphs (a) through (e) of this Rule, no person shall operate a vessel at greater than no-wake  
12 speed in the waters known as Mill Creek at Lake James State Park, on Lake James shore to shore, beginning 345 yards  
13 northwest of a line from a point on the southwest shore at 35.76016 N, 81.87322 W to a point on the northeast shore  
14 at 35.762040 N, 81.87150 W, and ending at a line from a point on the southwest shore at 35.76215 N, 81.87624 W to  
15 a point on the northeast shore at 35.76343 N, 81.87442 W. Vessel entry not authorized by the North Carolina Wildlife  
16 Resources Commission shall be prohibited by establishment of a safety zone in the waters of Mill Creek on Lake  
17 James, northeast and northwest of a line from a point on the southwest shore at 35.76215 N, 81.87624 W to a point  
18 on the northeast shore at 35.76343 N, 81.87442 W. The North Carolina Wildlife Resources Commission shall be the  
19 designated agency for placement and maintenance of markers for this regulated area.

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