

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

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**SENATE BILL 765  
Agriculture/Environment/Natural Resources Committee Substitute Adopted  
4/17/03**

Short Title: Limit Shellfish Lease Area in Core Sound.

(Public)

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Sponsors:

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Referred to:

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April 3, 2003

A BILL TO BE ENTITLED

1 AN ACT TO LIMIT THE AREA OF WESTERN CORE SOUND THAT MAY BE  
2 LEASED FOR THE CULTIVATION OF SHELLFISH AND TO DIRECT THE  
3 DIVISION OF MARINE FISHERIES TO REPORT TO THE JOINT  
4 LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE ON THE  
5 IMPLEMENTATION OF THIS ACT.  
6

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.(a)** For purposes of this section:

- 9 (1) "Western Core Sound" is that part of Core Sound bounded by a line  
10 beginning at a point on Cedar Island at 35°00'39"N - 76°17'48"W,  
11 thence 109°(M) to a point in Core Sound 35°00'00"N - 76°12'42"W,  
12 thence 229°(M) to Marker No. 37 located 0.9 miles off Bells Point at  
13 34°43'30"N - 76°29'00"W, thence 207°(M) to the Cape Lookout  
14 Lighthouse at 34°37'24"N - 76°31'30"W, thence 12°(M) to a point at  
15 Marshallberg at 34°43'07"N - 76°31'12"W, thence following the  
16 shoreline in a northerly direction to the point of beginning except that  
17 the highway bridges at Salters Creek, Thorofare Bay, and the Rumley  
18 Bay ditch shall be considered shoreline.
- 19 (2) "Lease" means a shellfish cultivation lease granted pursuant to G.S.  
20 113-202.

21 **SECTION 1.(b)** It is the intent of the General Assembly to permanently  
22 limit the area within Western Core Sound that may be leased for the cultivation of  
23 shellfish to the area that is subject to a lease on June 30, 2003.

24 **SECTION 1.(c)** Notwithstanding G.S. 113-202, the Secretary of  
25 Environment and Natural Resources may grant a new lease or renew an existing lease in  
26 an area of Western Core Sound only if the area is subject to a lease on June 30, 2003.

27 **SECTION 1.(d)** This section shall not prohibit the transfer of a lease as  
28 provided in G.S. 113-202(k).

1           **SECTION 2.** The Division of Marine Fisheries in the Department of  
2 Environment and Natural Resources shall report to the Joint Legislative Commission on  
3 Seafood and Aquaculture on or before January 1, 2004, on the implementation of this  
4 act.

5           **SECTION 3.** Section 1 of this act becomes effective June 30, 2003. Sections  
6 2 and 3 of this act are effective when this act becomes law.