



**Fiscal Note Review for Proposed No-Wake Zone Rule  
15A NCAC 10F .0354 – Pitt County**

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**Impact:** State Government: Yes  
Local Government: Yes  
Private Impact: Minimal  
Substantial Impact: No

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

The proposed rule, 15A NCAC 10F .0354 - Pitt County (APPENDIX 1) will create a no-wake zone on Barber Lake at Wildwood Park in Greenville shore to shore, north of its confluence with Tar River at a point at 35.60719 N, 77.32890 W.

The City of Greenville applied for rulemaking to mitigate hazards to boater safety. Barber Lake is used for multiple water-based recreation activities including boating, fishing, camping, and a swim beach. The stream that leads to the lake from Tar River is narrow and shallow. The swim beach is near the mouth of the stream where it enters the river and presents a hazard to swimmers.

The City of Greenville will mark the no-wake zone at an estimated cost of \$1016.00. Three no-wake buoys will cost \$900.00 (\$300.00 per buoy). Two technicians will spend two hours each (4 hours x \$29.00/hr<sup>1</sup> = \$116.00).

**State and Local Impact Analysis:** The City of Greenville will purchase and place the markers at a cost of \$1016.00 for materials and labor. WRC is responsible for maintenance of the no-wake markers for Barber Lake in Greenville in Pitt County. It is anticipated that the total annual cost to maintain the markers will be no more than \$200.00 and only if a marker is destroyed and must be replaced.

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<sup>1</sup> Calculated using average salary and benefits of current technicians.

**Private Impact:** The rule has minimal private fiscal impact. The regulated community will not incur any direct financial cost because of this rule, but their behavior will be restricted in the waters of Barber Creek in Wildwood Park.

**Substantial Economic Impact:** There will be no substantial economic impact to the public.

## APPENDIX 1

### 15A NCAC 10F .0354 PITT COUNTY

(a) Regulated Areas. This Rule shall apply to the waters described in this Paragraph:

- (1) the waters of Tar River, known as Hardee Creek, shore to shore, west of a line at its confluence with the main course of Tar River from a point on the north shore at 35.59878 N, 77.31168 W to a point on the south shore at 35.59813 N, 77.31157 W; ~~and~~
- (2) the portion of Tranters Creek east of a line from a point on the north shore at 35.56961 N, 77.09159 W to a point on the south shore at 35.56888 N, 77.09118 W and north of a line from a point on the east shore at 35.56714 N, 77.08941 W to a point on the west shore at 35.56689 N, ~~77.09029 W~~; 77.09029 W; and
- (3) the waters of Barber Creek at Wildwood Park in the City of Greenville shore to shore, north of its confluence with Tar River at a point at 35.60719 N, 77.32890 W.

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

~~(c) Placement of Markers. The Board of Commissioners of Pitt County shall be the designated agency for placement and maintenance of markers implementing this Rule, subject to the approval of the United States Coast Guard and United States Army Corps of Engineers.~~

(c) Placement of Markers. The following agencies shall be responsible for placement of the markers implementing this Rule, subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers:

- (1) The Board of Commissioners of Pitt County for those waters listed in Subparagraphs (a)(1) and (a)(2); and
- (2) The City of Greenville for the waters listed in Subparagraph (a)(3).

*History Note: Authority G.S. 75A-3; 75A-15;  
Eff. May 1, 1988;  
Amended Eff. May 1, 2014; September 1, 2010; July 1, 1995; April 1, 1992;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December 6, 2016;  
Amended Eff. June 1, 2022; October 1, 2018.*