

# Lake Wylie Marine Commission



**September 22, 2008  
7:00 p.m.**

**Belmont City Hall  
115 North Main Street  
Belmont, NC**

## Minutes

**Commissioners Present:** Chairman Joe Stowe (Gaston County), Vice Chairman Bo Ibach (Mecklenburg County), Commissioner David Cloninger (Gaston County), Commissioner Smitty Hanks (Gaston County), Commissioner Vernon Peers (York County), Ron Wanless (York County)

**Commissioners Absent:** Secretary Treasurer Sandy DuPuy (Mecklenburg County)

**LWMC Staff Present:** Chris Clark, Legal Counsel, Annette Lawing, Interim Executive Director

Topic	Discussion Summary	Action
<b>Welcome &amp; Introductions</b>	Chairman Joe Stowe called the meeting to order at 7:03 pm and welcomed new LWMC Commissioner Ron Wanless to the commission. Mr. Wanless comes from a very large family who has enjoyed this lake for many years. The commission is excited to have Mr. Wanless as a part of this board.	
<b>Approve Minutes – August 25, 2008</b>	The minutes from the August 25, 2008 meeting were approved.	A motion was made by Vice Chairman Ibach to approve the August 25, 2008 meeting minutes. Seconded by Commissioner Peers. The motion was approved.

<b>Topic</b>	<b>Discussion Summary</b>	<b>Action</b>
<b>Approval of the September 22, 2008 Meeting Agenda</b>	The September 22, 2008 meeting agenda was approved as submitted.	
<b>Consent Agenda</b>	<b>Consent Agenda - None</b>	
<b>Public Comments</b>	<p><b>Public Comments</b></p> <ul style="list-style-type: none"> <li>➤ Mr. Bill Cullen, resident of Snug Harbor, has been experiencing on going problems with a contractor allowing run-off from construction at the Palisades. Photos of this sediment were distributed to the commission for their review. Mr. Cullen has contacted all of the necessary organizations to report this issue. Several of these organizations concur that there is a problem but no resolution has been met. CBC and Rowboat Dock and Dredge both have provided quotes to the Palisades detailing how much it would cost to dredge out this area. However, this information has not been provided to Mr. Cullen. C.D. Collins with the Catawba Riverkeeper Foundation suggested that he contact the Department of Natural Resources in Mooresville and they may be able to provide some assistance. Chairman Joe Stowe stressed that if the commission could provide any support with this effort, please let them know. We will continue to monitor the development of this situation.</li> </ul>	
<b>County Reports</b>	<p><b>Charlotte-Mecklenburg Police Dept and SPLASH Report</b> – Officer Everhart reported</p> <ul style="list-style-type: none"> <li>• <b>Monthly Activity Summary (August 2008)</b></li> <li>• (64) Calls for Service</li> <li>• (39) Boats Inspected</li> <li>• (2) Boaters Assisted</li> <li>• (36) Boaters Warned</li> <li>• (1) Boating Accident</li> <li>• (2) Navigational Hazards Removed</li> <li>• August 15 – 17 – worked the Fall Boat Show</li> </ul> <p><b>Gaston County Police Department</b> – Officer Rodney Hamrick reported</p> <ul style="list-style-type: none"> <li>➤ (6) Citations</li> <li>➤ (30) Safety Inspections</li> <li>➤ (4) Boaters Assisted</li> </ul>	

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<p><b>County Reports (continued)</b></p>	<p><b>York County Sheriff's Office</b> – Officer Brett Mabry reported</p> <ul style="list-style-type: none"> <li>➤ (1) Boating Accident – Minor accident near T-Bones</li> <li>➤ Have received several calls on floating docks coming loose due to boat owners not properly securing them.</li> </ul> <p><b>N.C. Wildlife Resources</b> – No one was present to give a report</p> <p><b>Tega Cay Police Department</b> – No one was present to give a report</p> <p><b>S.C. Dept of Natural Resources</b> – Sgt Todd Campbell</p> <ul style="list-style-type: none"> <li>➤ (1) Boating Accident – Minor accident near T-Bones (Hit and Run)</li> <li>➤ Sgt Campbell introduced the new SCDNR Officer, Jeff Vissage, to the commission.</li> <li>➤ As a follow up from last month's meeting, law enforcement can enforce no swimming at public access areas if they are marked as such. Ronnie Lawson with Duke Energy added that all of these areas should be marked properly but will check with Scott Jolly and report back to the commission in October.</li> </ul> <p><b>Mecklenburg County Land Use and Environmental Service Agency (LUESA)</b> – David Buetow reported</p> <ul style="list-style-type: none"> <li>➤ Water Quality Conditions (August 2008) – Results ranged from Fair/Good to Good/Excellent</li> <li>➤ Bacteriological Results (August 2008) – Great results at all testing sites</li> </ul> <p><b>Duke Energy of the Carolinas</b> – Ronnie Lawson reported</p> <ul style="list-style-type: none"> <li>○ Lake level is 97.5</li> <li>○ Continue to be in Stage 3 of the LIP – Storage Index – 99.6%</li> <li>○ Stream flow – 52% - target is 85%</li> <li>○ Groundwater – 52% - up 6%</li> </ul> <p><b>Lake Wylie Lakekeeper</b> – Ellen Goff reported</p> <ul style="list-style-type: none"> <li>➤ Lowe's at Rts. 557/274 Construction Site – Two retention ponds had serious failures from the August 26-28 rain event from tropical storm Fay. The County's Environmental Compliance Office inspectors have been working with the contractor since it occurred to make repairs. The failure resulted in a major deposit</li> </ul>	

Topic	Discussion Summary	Action
<b>County Reports (continued)</b>	<p>of silt into Mill Creek above the Rt. 274 Bridge. The repairs to the retention ponds, banks and silt fences have been completed.</p> <ul style="list-style-type: none"> <li>➤ Riversweep 2008 – The Seventh Annual Riversweep will be held on October 4<sup>th</sup>.</li> </ul> <p><b>Mecklenburg County Parks and Recreation</b> – No one was present to give a report</p>	
<b>Request for Comments</b>	<p><b>Request for Comments/Approval</b></p> <p><b>Request for Comments – Residential Marina, Riverwood on Lake Wylie (Follow up)</b> – Ann Duncan with Permits-4-U, Inc. reported</p> <ul style="list-style-type: none"> <li>• Riverwood is a 61 lot community situated on approximately 30.247 acres with a total shoreline of 531.64 linear feet. There is also a 100’ protected buffer along the shoreline. The boat slips will serve the residents of Riverwood on Lake Wylie.</li> <li>• There will be no dredging associated with this marina. This facility will not require a pump-out based on Duke Energy’s guidelines for pump-outs at commercial marinas.</li> <li>• As part of the review process, Secretary Treasurer DuPuy and Vice Chairman Ibach visited the site and recommended that the commission approved the project as presented.</li> </ul> <p><b>Request for No Wake Zone – Yachtsman on Lake Wylie</b> – DJ Cipriano, Yachtsman HOA Board member reported</p> <ul style="list-style-type: none"> <li>• The Yachtsman has approximately 160 units on the main channel. The property owners are concerned about boaters at high rates of speed coming by the community docks. Recently, the HOA spent \$20,000 for dock repairs due to the wake action that these boaters cause. Signs have been posted on these docks but they have been no help. The request is for 3 buoys to be placed in front of these community docks.</li> <li>• As part of the review process, Commissioners will visit this site and report back to the commission at its October 27<sup>th</sup> meeting.</li> </ul>	<p>A motion was made by Vice Chairman Ibach to approve the request for the Residential Marina, Riverwood on Lake Wylie as presented. Seconded by Commissioner Cloninger. The motion was approved.</p>

Topic	Discussion Summary	Action
Goals Worksheet	<p><b>Review of the Marine Commission Goals Worksheet</b></p> <ul style="list-style-type: none"> <li>➤ <b>Project E-1, Concord/Kannapolis IBT</b> (Stowe/DuPuy) – No new information to report</li> <li>➤ <b>Project E-2, Hydrilla</b> (Ibach) – The 500 Grass Carp that were released into Lake Wylie during the spring did not completely help the serious Hydrilla problem in the lake. Recently, more Hydrilla was spotted in the Paw Creek headwater area. Ken Manuel with Duke Energy is currently working on a request for an additional 4 -5 thousand Grass Carp to be released next spring.</li> <li>➤ <b>Project E-3, Wastewater Treatment Plant Stakeholders Group</b> (DuPuy/Ibach) No new information to report</li> <li>➤ <b>Project E-4, Creating a “Clean Marina” program for LWMC</b> (Peers) – While researching “Clean Marinas” Commissioner Peers discovered an article detailing the concept of a Clean Marina and how they conduct inspections, etc. This information could be a good tool to help model the proposed Clean Marina program on Lake Wylie. Commissioner Peers to contact River Hills Marina to gather more information on how they became a Clean Marina.</li> <li>➤ <b>Project S-01, Law Enforcement Facility</b> (Stowe) – Office furniture was donated by Duke Energy for the temporary office at the Law Enforcement Facility. Duke Energy is coordinating with South Carolina Department of Natural Resources on rewording the lease. Chairman Stowe, whose term expires 9/30/08, asked the approval from the commission to allow him to continue to represent the LWMC at the upcoming SC Delegation meeting where he will be requesting an additional \$15,000 for the Law Enforcement Facility. A motion was made and approved to have Commissioner Stowe continue to represent the commission at the upcoming SC Delegation meeting.</li> <li>➤ <b>Project S-02, No Wake Buffers at all Bridges on Lake Wylie</b> (Ibach/Stowe) – The Commission received notice from the North Carolina Wildlife Resource Commission that they concluded their investigation of the request by the LWMC to establish no wake zones within fifty (50) feet of any and all North Carolina bridges on Lake Wylie. Consequently, Notice of Rulemaking under 15A NCAC 10F.0333 – Mecklenburg and Gaston Counties will be filed in the North Carolina Register for sixty days in accordance with the North Carolina Administrative Procedures Act. The proposed rule may be heard at the February 2009 meeting of the North Carolina Wildlife Resources Commission.</li> </ul>	<p>A motion was made by Commissioner Wanless to have Commissioner Stowe continue to represent the commission at the upcoming SC Delegation meeting. Seconded by Commissioner Hanks. The motion was approved.</p> <p>A motion was made by Vice Chairman Ibach to approve ordering 12 active / 24 past burgees for</p>

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<b>Goals Worksheet (continued)</b>	<ul style="list-style-type: none"> <li>➤ <b>Project PI-01, Notification of Sewage Spills.</b> ( Ballou) – No new information to report.</li> <li>➤ <b>Project PI-02, Website</b> – (DuPuy) –No new information to report</li> <li>➤ <b>Project PI-03, Law Enforcement Posters</b> – (Hanks) Distribution of the posters continues.</li> <li>➤ <b>Project PI-04, Burgee</b> (Ibach) – These burgees will be distributed to current commissioners and past commissioners (beginning with commissioners whose terms expire 2008 and on) to display on their personal boats. The costs for these burgees are: 12-24 @ \$30.00 each or 25-49 @ \$28.50 each with a one time \$100 set up charge.</li> </ul>	<p>commissioners to display on their boats. Seconded by Commissioner Hanks.</p> <p>After discussion, Vice Chairman Ibach amended his motion to order 12 active / 12 past burgees for the commissioners to display on their boats. Seconded by Commissioner Hanks. The motion was approved.</p>
<b>Finance</b>	<p><b>Finance and Activity Report</b> – Interim Executive Director Annette Lawing reported</p> <ul style="list-style-type: none"> <li>➤ Ms. Lawing distributed the financial report to the commission for their review.</li> <li>➤ The first FY08-09 budget revision will be submitted to the commission at their October business meeting.</li> </ul>	
<b>Other Business</b>	<p><b>Chairman’s Report</b> – Chairman Joe Stowe thanked the commission for their support during his terms with the Lake Wylie Marine Commission. Joe has been a great leader to this commission and in recognition of his commitment the commission presented him a framed photo of Lake Wylie. CMPD Officer Terry Everhart presented Chairman Stowe with a framed photo of the area lake enforcement officers. Thanks Chairman Stowe!!</p> <p><b>Executive Directors Report</b> – The commission discussed and concurred that they will continue to contract with Parker Web Developers to host the LW website for the FY08-09.</p> <p><b>Legal Counsel Report</b> – No report</p>	

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<b>Public Comments</b>	<b>Public Comments</b> – None	
<b>Election of Officers</b>	<p><b>Election of Officers</b> – Legal Counsel Chris Clark conducted the election</p> <ul style="list-style-type: none"> <li>□ Legal Counsel Chris Clark explained the procedure for electing of officers as well as the Nominating Committee Report. The following recommendations were made for Chairman, Vice Chairman and Secretary Treasurer were read to the commission;</li> <li>□ <b><u>Chairman:</u></b> Sandy DuPuy, Mecklenburg County. With no other nominations and receiving a unanimous vote from the commission, Sandy DuPuy is the new Chairman of the Lake Wylie Marine Commission.</li> <li>□ <b><u>Vice Chairman:</u></b> Vernon Peers, York County. With no other nominations, Vernon Peers is the new Vice Chairman of the Lake Wylie Marine Commission.</li> <li>□ <b><u>Secretary / Treasurer:</u></b> Smitty Hanks, Gaston County. With no other nominations, Smitty Hanks is the new Secretary/Treasurer of the Lake Wylie Marine Commission.</li> </ul>	
<b>Adjournment</b>	There was no further business and the meeting was adjourned at 8:23 pm	The meeting was adjourned by consensus.
<b>Next Business Meeting Date and Location</b>	The next LWMC business meeting will be held on October 27, 2008 at 7:00 at the Camp Thunderbird, One Thunderbird Lane, Lake Wylie, SC.	

Annette Lawing, Interim Executive Director