

# Lake Wylie Marine Commission



**January 25, 2010  
7:00 p.m.**

**Camp Thunderbird  
One Thunderbird Lane  
Charlotte, NC**

## Minutes

**Commissioners Present:** Chair Smitty Hanks (Gaston County), Vice Chair Terry Everhart (Mecklenburg County), Commissioner Ron Wanless (York County), Commissioner Bill Campbell (Gaston County), Commissioner Phil Land (York County), Secretary Treasurer Vernon Peers (York County), Commissioner Howard Virkler (Mecklenburg County)

**LWMC Staff Present:** Joe Stowe, Executive Director, Annette Demeny, Commission Clerk, Chris Clark, Legal Counsel

Topic	Discussion Summary	Action
<b>Welcome &amp; Introductions</b>	Chair Hanks called the meeting to order at 7:04 pm.	
<b>Approve Minutes – November 23, 2009</b>	The minutes from November 23, 2009 were approved.	Vice Chairman Everhart made a motion to approve the November 23, 2009 meeting minutes. Seconded by Commissioner Wanless. The motion was approved.

Topic	Discussion Summary	Action
<b>Approval of the January 25, 2010 Meeting Agenda</b>	The January 25, 2010 meeting agenda was approved.	A motion was made by Vice Chairman Everhart to approve the January 25, 2010 Agenda. Seconded by Commissioner Campbell. The motion was approved.
<b>Consent Agenda</b>	<b>Consent Agenda</b> – None	
<b>Public Comments</b>	<b>Public Comments</b> – None	
<b>Stakeholder Reports</b>	<p><b>Charlotte-Mecklenburg Police Dept and SPLASH Report</b> – Officer Everhart reported</p> <ul style="list-style-type: none"> <li>• Gearing up for the Mid-Atlantic Boat Show in Charlotte on February 11<sup>th</sup> – 14<sup>th</sup>. SPLASH will be on hand to meet and greet visitors.</li> </ul> <p><b>Gaston County Sheriff’s Office</b> - Officer Rodney Hamrick reported</p> <ul style="list-style-type: none"> <li>• Very limited activity on lake</li> <li>• Were on the water in December looking for a weapon in a recent murder case</li> </ul> <p><b>York County Sheriff’s Office</b> – Sgt Brent Mabry reported</p> <ul style="list-style-type: none"> <li>• Have had several calls in the last week for boats breaking loose from docks due to high water.</li> </ul> <p><b>N.C. Wildlife Resources</b> – No one was present to give report</p> <p><b>Tega Cay Police Department</b> – No one was present to give report</p> <p><b>S.C. Dept of Natural Resources</b> – Officer Mark Ferrell reported</p> <ul style="list-style-type: none"> <li>• Requested that the Commission keep a look-out for a refrigerator and microwave that can be donated to the Law Enforcement Facility.</li> </ul>	

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<b>Stakeholder Reports (cont.)</b>	<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 (November 2009): Results were in the Supporting to Supporting + except LW10 (Withers Cove) which had a Partially Supporting result. This is due to high Chlorophyll. Will do additional sampling in this area during the spring.</li> </ul>	
<b>Stakeholders Reports (continued)</b>	<p><b>Duke Energy of the Carolinas –</b> Ronnie Lawson reported</p> <ul style="list-style-type: none"> <li>• Lake level – 99.6 (target is 97')</li> </ul> <p><b>Lake Wylie Lakekeeper –</b> Ellen Goff reported</p> <ul style="list-style-type: none"> <li>• Ms. Goff urged the Commission to send a letter of support to the Chairman of the Senate Agriculture and Natural Resources Committee regarding Bill #S.452 Surface Water Withdrawal Permitting. Commissioner Land stated that the concept of this bill is very sound and if it does not pass this session that most likely Senate Hayes will submit the bill again next year. The Commission voted and approved Commissioner Phil Land to draft a letter of support to be mailed to Senator Daniel Verdin, III, Chairman of the Senate Agriculture and Natural Resources Committee.</li> <li>• The Foundation has received an increase in Covekeepers.</li> <li>• Ms. Goff announced that there was a \$229.63 surplus from the Commission's contribution for the purchase of Riversweep T-shirts. Ms. Goff will follow up with Executive Director Joe Stowe to see if the Commission would like a reimbursement or would like to donate this surplus to the Foundation.</li> </ul> <p><b>Mecklenburg County Parks and Recreation –</b> No one was present to give a report</p>	<p>A motion was made by Commissioner Land for a letter of support be drafted by the Commission in support of Senate Bill #452. Seconded by Commission Wanless. The motion was approved.</p>
<b>ReVenture Eco Industrial Park Project</b>	<p><b>ReVenture Eco Industrial Park Project –</b> Edna Chirico with the Catawa River District and Chris Neaville with Withers &amp; Ravenel Engineering Firm gave an overview of this project to the Commission</p> <p>The proposed ReVenture Park is a 667-acre Superfund Site along the Catawba River in Charlotte, NC. This park will feature multiple clean-energy facilities, laboratories and companies. The Eco-Industrial Park is designed to leverage synergies between sustainable components that include a Biomass power plant, solar fields, incubator labs, wastewater treatment and reuse, and R&amp;D facilities. Estimated to generate over \$900 million of new</p>	

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<b>ReVenture Eco Industrial Park Project (continued)</b>	investment, ReVenture Park could create more than 1,100 green collar jobs when fully developed. The ReVenture Team includes developers, engineers, project managers, environmental experts and civic leaders. Currently, the project is in the final stages of the Superfund de-listing process with the EPA and the terms of the Brownfield agreement are being negotiated with the NC Department of Environment Natural Resources. ReVenture Park is slated to be ready for development by early 2010.	
<b>Request for Approval</b>	<p><b>Request for Approval</b> – Buddy Mauney with Pike Electric presented proposed project to the Commission</p> <p><b>Duke Energy Proposed 7.2 Kv Underground Cable Installation</b></p> <ul style="list-style-type: none"> <li>• Duke Energy Power Delivery Distribution is proposing to install a new 7.2 Kv underground cable crossing the South Fork River in Gaston County, NC. The crossing location is within the FERC Project Boundary of Lake Wylie. The Town of Cramerton has received NC State funding for the development of a park designated as Goat Island Park. The Town has requested that Duke Energy provide electrical service to the island to facilitate construction of Phase 1 of the park and future amenities.</li> </ul>	A motion was made by Vice Chairman Everhart to approve the proposed underground cable crossing at the South Fork River in Gaston County project as presented. Seconded by Commissioner Land. The motion was approved.
<b>Update on Paradise Point Buoys</b>	<p><b>Update on Paradise Point Buoys</b> – Chairman Hanks reported</p> <ul style="list-style-type: none"> <li>• Follow up on buoys located at Riverfront Community (Gaston County) – Owners have been contacted to remove illegal buoys or to go through the proper channels to get them approved. Mr. Carey Ayres with Skipjack asked the Commission to comment on these buoys. Mr. Ayres stated that the existing buoys were placed at the direction of FERC in 1998 during the approval process of this project. Executive Director Joe Stowe replied that the Marine Commission would have also had to approve the installation of the buoys. The existing buoys are not official buoys and are not enforceable by law enforcement. The Commission informed Mr. Ayres that he needed to go through the proper channels to get the buoys officially approved through the Commission in order for them to stay in this area. Mr. Ayres agreed and will submit a request to the Commission at their February 2010 meeting.</li> </ul>	A motion was made by Commissioner Wanless to approve the proposed Supplemental Cooling Water System for Allen Steam Station. Seconded by Vice Chairman Everhart. The motion was approved.

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<b>Treasurer's Report</b>	<p><b>Treasurer's Report</b> – Secretary Treasurer Peers reported</p> <ul style="list-style-type: none"> <li>• <b>Finance Report</b> - The monthly finance report was distributed to Commissioners prior to the meeting. There were no questions.</li> </ul>	
<p><b>Executive Director's Report</b></p> <p><b>Chairman's Report</b></p>	<p><b>Executive Director's Report</b> – Executive Director Joe Stowe reported</p> <ul style="list-style-type: none"> <li>• Law Enforcement Facility Update – Construction on the boathouse is nearing completion. Mr. Stowe to meet with Duke to design a sign for the Facility.</li> <li>• In appreciation for Al Sharp's time and leadership during the 2010 LWMC Annual Strategic Workshop, the Commission approved to draft a letter of appreciation and the purchase of a \$150 gift certificate to Jesse Brown's Outfitters.</li> <li>• Safe Boating Courses: NC Wildlife will be conducting a course on March 6<sup>th</sup> from 9am – 4pm at the Mt. Holly Citizens Center. SCDNR will be hosting a course on March 20<sup>th</sup> from 9am – 5pm at the York County Law Enforcement Facility.</li> </ul> <p><b>Chairman's Report</b> – Chair Smitty Hanks reported</p> <ul style="list-style-type: none"> <li>• Buoys – 3 buoys have recently moved. The Commission needs to research new ideas on how to anchor these buoys so they won't move.</li> <li>• Citizens Watch – The Commission would like to promote a Citizens Watch Program to help keep an eye on existing buoys and when they move. Getting Law Enforcement and possibly the Covekeepers involved would help greatly.</li> </ul>	<p>A motion was made by Commissioner Campbell to approve the Commission to draft a letter of appreciation and to purchase a \$150 gift card for Al Sharp. Seconded by Secretary Treasurer Peers. The motion was approved.</p>
<p><b>Old Business and Projects Reports</b></p> <p><b>Old Business and Projects Reports (continued)</b></p>	<p><b>Old Business</b></p> <ul style="list-style-type: none"> <li>• <b>IBT Update</b> – US Supreme Court ruled to exclude the City of Charlotte as an intervener. Duke Energy was allowed to remain an intervener.</li> <li>• <b>Buoy Update</b> – See Chairman's report</li> <li>• <b>Clean Marina</b> – Commissioner Vernon Peers announced that Tega Cay Marina has met the qualifications to be designated a Clean Marina. Commissioner Peers met with the owners of Harbor Town Marina to discuss guidelines.</li> <li>• <b>Docks</b> – The Commission would like to look into grant opportunities to replace Styrofoam under docks to hard plastic. There is an ongoing problem with the Styrofoam coming loose and floating down the lake. More research is needed.</li> </ul>	

<b>Topic</b>	<b>Discussion Summary</b>	<b>Action</b>
<b>Comments</b>	<b>Comments</b> <ul style="list-style-type: none"> <li>• Commissioner Campbell would like to invite Mecklenburg, Gaston and York Counties to attend our business meetings to discuss the Adopt-a-Stream program in their areas.</li> </ul>	
<b>Adjournment</b>	There was no further business and the meeting was adjourned at 8:33 pm	A motion was made by Vice Chairman Everhart to adjourn the January 25, 2010 business meeting. Seconded by Commissioner Wanless. The motion was approved.
<b>Next Business Meeting Date and Location</b>	The next LWMC business meeting will be held on February 22, 2010 at 7:00 at the Red Fez Club, 16600 Red Fez Club Road, Charlotte, NC.	

Annette Demeny, Commission Clerk