

# Lake Wylie Marine Commission



**March 24, 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), Secretary/Treasurer Sandy DuPuy (Mecklenburg County), Commissioner Smitty Hanks (Gaston County), Commissioner David Cloninger (Gaston County), Commissioner Dan Ballou (York County)

**Commissioners Absent:** Commissioner Troy Blackmon (York County)

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

Topic	Discussion Summary	Action
<b>Welcome &amp; Introductions</b>	Chairman Joe Stowe called the meeting to order at 7:02 pm.	
<b>Approve Minutes – February 25, 2008</b>	The minutes from the February 25, 2008 meeting were approved.	A motion was made by Secretary Treasurer DuPuy to approve the February 25, 2008 meeting minutes. Seconded by Vice Chairman Ibach. The motion was approved.

Topic	Discussion Summary	Action
<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>➤ Bob and Dolores Henn, Mecklenburg County residents, voiced their concerns over the recent stormwater issues in Withers Cove (River Wood Development) due to water being pumped from the retention ponds into the cove. Mr. Henn contacted Mecklenburg County about this problem and they have since visited the site and have been very corporative in finding a solution. Hopefully, this was a one-time incident but will continue to monitor this area.</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>➤ The Charlotte-Mecklenburg Police Department, Steele Creek Division Lake Enforcement Unit is hosting the 3<sup>rd</sup> Annual Regional Water Safety Form this year. The purpose of this forum is to build partnerships with other agencies and water safety professionals, to develop strategies to protect our waterways and make them a safer and more enjoyable recreational attraction to the community. This year’s forum will be June 17<sup>th</sup> and 18<sup>th</sup>. For more information, please contact Officer Terry Everhart at 704.519.6125 or <a href="mailto:teverhart@cmpd.org">teverhart@cmpd.org</a>.</li> </ul> <p><b>Gaston County Police Department</b> – Officer Osborne reported</p> <ul style="list-style-type: none"> <li>➤ Will begin working weekends on the lake during April. By the second week in June, the boat should be on the lake full time.</li> </ul> <p><b>York County Sheriff’s Office</b> – Sgt. Mabry reported</p> <ul style="list-style-type: none"> <li>➤ York County Sheriff’s Office has a new 22’ Triumph boat.</li> <li>➤ Will have 2 boats and 2 jet skis on the lake for the upcoming boating season.</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></p> <ul style="list-style-type: none"> <li>➤ Plan to be on the lake full time beginning in May.</li> </ul> <p><b>Mecklenburg County Land Use and Environmental Service Agency (LUESA)</b> – David Buetow reported</p>	<p>A motion was made by Commissioner Hanks to appropriate up to \$200.00 for two display banners to promote the LWMC and area law enforcement units at local events. Seconded by Vice Chairman Ibach. The motion was approved.</p>

Topic	Discussion Summary	Action
<p><b>County Reports (continued)</b></p>	<ul style="list-style-type: none"> <li>➤ Water Quality Conditions (January 2008) – All testing site results ranged from Fair/Good to Good/Excellent. The lowest results were at Browns Cove and Paw Creek Cove due to elevated phosphorus levels.</li> <li>➤ Bacteriological Results (January 2008) – All testing site results were excellent.</li> </ul> <p><b>Duke Energy of the Carolinas</b> – Ronnie Lawson reported</p> <ul style="list-style-type: none"> <li>➤ Lake level is at 97.8. 1.3’.</li> <li>➤ As of February 20<sup>th</sup>, the TUS (Total Usage Storage) was at 73%. This is an increase of 39% from December 12<sup>th</sup>.</li> <li>➤ The 6 month average stream flows and the 3 month average of the U.S. Drought Monitoring are slower to recover which explains why we are still in the LIP Stage 3.</li> <li>➤ LWMC request to review dredging requests – dredging applications are sent for review to “permitting type” agencies. This was addressed at the stakeholder’s group meeting during the FERC Relicensing and the Lake Wylie Marine Commission felt at that time that there was no need for them to be included in the reviewing process of dredging applications. Ronnie stated that he would be happy to report to the LWMC at their monthly business meetings any applications that have been submitted and/or approved. Having this type of information provided to the commission will keep them informed of dredging in Lake Wylie.</li> </ul> <p><b>Lake Wylie Covekeepers</b> – C.D. Collins reported</p> <ul style="list-style-type: none"> <li>➤ C.D. Collins made a recommendation that the LWMC draft a letter to the NC Governor requesting that he send a letter to each municipality along the Catawba River Basin requesting the continuity of the drought level postings.</li> <li>➤ A new program called Water Watchers has been implemented by the Catawba Riverkeepers and the Lake Wylie Covekeepers. A Water Watcher will be eyes and ears of the river. This role is very similar to a Covekeeper without having to go through the process of certification.</li> <li>➤ Autumn Cove (York County) – Covekeeper David Starnes has been working on an erosion problem in Autumn Cove.</li> <li>➤ The Covekeepers were contacted by Captain Jeff Smith regarding the future Mecklenburg County Fire Station #38 on Lake Wylie. Captain Smith informed the Covekeepers that this fire station may house a fireboat in the future and would like to assist the Covekeepers in anyway possible.</li> </ul>	

Topic	Discussion Summary	Action
<b>County Reports (continued)</b>	<b>Mecklenburg County Parks and Recreation</b> – No one was present to give report	
<b>Request for Comments</b>	<p><b>Request for Comments</b></p> <p><b>Permanent Dock Proposal at U.S. National Whitewater Center (Follow up)</b></p> <ul style="list-style-type: none"> <li>➤ No one was present to give report.</li> </ul> <p><b>Proposed Raw Water Intake and Withdrawal Increase, City of Rock Hill (Follow up)</b></p> <p>– Representatives from the City of Rock Hill and the engineering firm of Wiedeman &amp; Singleton presented the below request to the commissioners at the February 25, 2008 meeting.</p> <p>The City of Rock Hill owns and operates raw water supply facilities located at Lake Wylie. Currently, these facilities are designed to withdraw up to a maximum daily rate of 30 MGD. Water demands served by Rock Hill reached 26.5 MGD in August of 2007 and will exceed 30 MGD in the foreseeable future. As such, the City is planning to expand the raw water facilities at Lake Wylie and is pursuing approval of a new permit/agreement from Duke Energy/FERC for increased withdrawals to 60 MGD. The proposed new raw water intake expansion would consist of installation of a second similar intake and pump station approximately 20 feet south of the existing facilities, installation of emergency generators to supply power requirements at 60 MGD, expand current chemical storage and handling facilities, and retrofit existing intake with new static screen.</p> <p>As part of the review process, the Lake Wylie Marine Commissioners Blackmon and Ballou made a site visit and recommended approval from the commission.</p> <p><b>Request for Permanent Staging Site, Riverfront Marina</b> – Larry Harrelson with Rowboat Dock and Dredge presented the request to the commission.</p> <p>At its September 24, 2007 meeting, the Lake Wylie Marine Commission approved a temporary staging site for the Riverfront Marina. Since this approval, Row Dock and Dredge made several revisions to the Riverfront Marina project and is now required to resubmit for FERC approval for this reconfiguration. As a part of this, a request for approval for a permanent staging site in lieu of a temporary one will also be submitted.</p>	<p>A motion was made by Commissioner Ballou to approve the proposed Raw Water Intake as presented from the City of Rock Hill. Seconded by Secretary Treasurer DuPuy. The motion was approved.</p> <p>A motion was made by Commissioner Ballou to postpone decision for Rowboat Dock and Dredges’ request for permanent staging site at Riverfront</p>

<b>Topic</b>	<b>Discussion Summary</b>	<b>Action</b>
<b>Request for Comments (continued)</b>	<p>Larry Harrelson stated that a permanent site is needed because of all of the work being done on Lake Wylie and Row Boat Dock &amp; Dredge desperately needs a staging area even after the Riverfront Marina project is completed. Several Lake Wylie Commissioners were concerned of this site being a permanent site and what this would entail for the future of this property. C.D. Collins, Covekeeper, also voiced his concerns and suggested that the residents in this area be given the opportunity to state their concerns over this request. A motion was approved to revisit this request at the April 28, 2008 LWMC business meeting in order to give the commissioners additional time to gather information regarding this request.</p>	<p>Marina until the April 28, 2008 LWMC meeting. Seconded by Secretary Treasurer DuPuy. The motion was approved.</p>
<b>Request for Support</b>	<p><b>Request for Support</b></p> <p><b>Lake Wylie Chamber of Commerce – Donation to Long Cove After Hours</b></p> <p>Secretary Treasurer DuPuy stated that she is not in favor of making such a donation for business networking. Although very important, this event doesn't directly address environmental or safety issues on Lake Wylie.</p> <p>Chairman Stowe asked Legal Counsel Chris Clark for an update on the request from the commission for draft a resolution and possibly implementation of a policy to help manage donation requests from area agencies and/or organizations. Clark read the draft resolution to the commission and opened the floor for discussion.</p> <p>Secretary Treasurer DuPuy suggested that the commission consider a cap on how many requests or how much of their budget should be used for donations.</p> <p>Chris Clark suggested that the commission consider voting on the adoption of this resolution at their April 28<sup>th</sup> business meeting so that commissioners can review the resolution and make any necessary revisions.</p>	<p>A motion was made by Secretary Treasurer DuPuy to deny the request for support of the Lake Wylie Chamber of Commerce Long Cove after Hours. Seconded by Vice Chairman Ibach. The motion was approved.</p>
<b>Review of the Marine Commission Goals Worksheet</b>	<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) - Recently, Senator Fletcher Hartsell (Cabarrus County) and John Morris requested that the legislators consider weakening the NC Interbasin Transfer law because the IBT's are one of the better strategies to drought proof systems. The commission approved drafting a letter of opposition of this request and will be mailed to the State Representatives. Gaston County House of Representative Bill Current was present to give his</li> </ul>	

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<b>Review of the Marine Commission Goals Worksheet (continued)</b>	<p>support to the Lake Wylie Marine Commission’s efforts in protecting the lake and their opposition of the Concord/Kannapolis IBT.</p> <ul style="list-style-type: none"> <li>➤ <b>Project E-2, Hydrilla</b> (Ibach) – Attended the Aquatic Weed Council meeting on March 12<sup>th</sup> with Ken Manual. A purchase order was submitted to acquire 500 Grass Carp to be released into Lake Wylie this spring.</li> <li>➤ <b>Project E-3, Wastewater Treatment Plant Stakeholders Group</b> (DuPuy/Ibach) – Final meeting was held on February 28th. At this meeting, the Environmental Impact Statement (EIS) was presented to the group. The consensus from both Ibach and DuPuy was that the new wastewater treatment plant would be a positive project on Lake Wylie because the lake would gain a state-of-the-art plant and eliminate an existing plant that has little regulations.</li> <li>➤ <b>Project E-4, Creating a “Clean Marina” program for LWMC</b> (Ballou/DuPuy) – Both North Carolina and South Carolina both have Clean Marina programs. North Carolina DNR is really limited to the 20 coastal counties in addition; their funding for this program has been cut. South Carolina too has suffered budget cuts but is very interested in extending this program to other counties outside of just coastal areas. Commissioner Ballou proposed that the LWMC consider a program where a marina would be recognized as a Lake Wylie Clean Marina if certified through NC or SC. Will continue to discuss this program at the April meeting.</li> <li>➤ <b>Project S-01, Law Enforcement Facility</b> (Stowe) – Have received a temporary grading permit and approval on the commercial building permit. Chairman Stowe is working with DHEC to get septic tank and well permits and is also working with the York County Sheriff’s office and SCDNR on the design of the future boathouse. South Carolina DNR Delegation has committed to donate \$30,000 to this project.</li> <li>➤ <b>Project S-02, No Wake Buffers at all Bridges on Lake Wylie</b> (Ibach/Stowe) – Legal Counsel Chris Clark revised NC Wildlife’s D-1 form that was discussed at the February LWMC meeting. This form will be signed by the LWMC Chairman and then mailed to NC Wildlife Resource Commission.</li> </ul>	
<b>Finance</b>	<b>Finance and Activity Report</b> – Interim Executive Director Annette Lawing distributed the finance report for February 2008. Final quarter requests for funds were mailed out in March. The draft budget for FY08-09 will be generated at the April 28, 2008 business meeting. A public hearing to approve the FY08-09 budget will be held during the May 26, 2008 meeting.	

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<b>Other Business</b>	<p><b>Chairman's Report</b> – No report</p> <p><b>Executive Directors Report</b> – No report</p> <p><b>Legal Counsel Report</b> – Chris Clark reported</p> <ul style="list-style-type: none"> <li>➤ The following revisions were made to the LWMC By-Laws               <ol style="list-style-type: none"> <li>1. Change in meeting date – will state that the LWMC will have a monthly meeting but will not set the exact dates within the By-laws.</li> <li>2. Commission Terms – include the two (2) term limits for commissioners in the LWMC By-laws even though they are imposed by the funding Counties.</li> </ol> </li> </ul> <p><b>Commissioners Comments</b> – None</p>	
<b>Public Comments</b>	<b>Public Comments</b> – None	
<b>Adjournment</b>	The meeting was adjourned at 8:25 pm	
<b>Next Business Meeting Date and Location</b>	The next LWMC business meeting will be held on April 28, 2008 at 7:00 at Camp Thunderbird , One Thunderbird Lane, Lake Wylie, SC.	

Annette Lawing, Interim Executive Director