

# Lake Wylie Marine Commission



**August 25, 2008  
7:00 p.m.**

**Red Fez Club  
16,600 Red Fez Club Rd  
Charlotte, NC**

## Minutes

**Commissioners Present:** Chairman Joe Stowe (Gaston County), Vice Chairman Bo Ibach (Mecklenburg County), Secretary/Treasurer Sandy DuPuy (Mecklenburg County), Commissioner David Cloninger (Gaston County), Commissioner Smitty Hanks (Gaston County), Commissioner Vernon Peers (York 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 7:02 pm and welcomed new LWMC Commissioner Vernon Peers to the commission. Mr. Peers has been a resident of Lake Wylie for more than 14 years. He currently resides with his wife Joanne in River Hills.	
<b>Approve Minutes – July 28, 2008</b>	The minutes from the July 28, 2008 meeting were approved.	A motion was made by Vice Chairman Ibach to approve the July 28, 2008 meeting minutes. Seconded by Secretary Treasurer DuPuy. The motion was approved.

<b>Topic</b>	<b>Discussion Summary</b>	<b>Action</b>
<b>Approval of the August 25, 2008 Meeting Agenda</b>	The August 25, 2008 meeting agenda was approved.	A motion was made by Secretary Treasurer DuPuy to approve the August 25, 2008 meeting agenda. Seconded by Vice Chairman Ibach. The motion was approved.
<b>Consent Agenda</b>	<b>Consent Agenda - None</b>	
<b>Public Comments</b>	<b>Public Comments - None</b>	
<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 (July 2008)</b></li> <li>• (49) Calls for Service</li> <li>• (43) Boats Inspected</li> <li>• (3) Boaters Assisted</li> <li>• (40) Boaters Warned</li> <li>• (2) Navigational Hazards Removed</li> <li>• <b>SPLASH report</b></li> <li>• July 16, 2008 – Officers Everhart and Joye took SPLASH to a public safety/children’s education event a Friendship Baptist Church in Gaston County</li> </ul> <p><b>Gaston County Police Department</b> – Officer Rodney Hamrick reported</p> <ul style="list-style-type: none"> <li>➤ Weekend of August 23<sup>rd</sup>, a boater found the body of a missing man at the Seven Oaks Bridge in Gaston County. The probable cause of death was drowning.</li> <li>➤ Upgraded lights on boat to LED lights</li> <li>➤ Beginning the weekend of August 30<sup>th</sup>, Gaston County will only be on the lake on an as needed basis.</li> </ul> <p><b>York County Sheriff’s Office</b> – No one was present to give a report</p> <p><b>N.C. Wildlife Resources</b> – No one was present to give a report</p>	

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<p><b>County Reports (continued)</b></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> – No one was present to give a report</p> <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 (June 2008) – Results ranged from Fair/Good to Good/Excellent</li> <li>➤ Water Quality Conditions (July 2008) – Results ranged from Good to Good/Excellent</li> <li>➤ LUESA has cut back to 10 testing sites in lieu of 13</li> <li>➤ Bacteriological Results (June 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 96.3</li> <li>○ 11 lake reservoirs are below 98% of total usable storage. This TUS is calculated by measuring the highest intake level to the target level.</li> <li>○ Continue to be in Stage 3 of the LIP</li> <li>○ Stream flow – 45.2% - target is 85%</li> </ul> <p>Commissioner Hanks asked what the lake level is on Lake James. Mr. Lawson replied that Lake James target level is 98 and the lake level is currently at 96.1.</p> <p><b>Lake Wylie Lakekeeper</b> – Bill Hilderbran reported</p> <ul style="list-style-type: none"> <li>➤ The Coves, River Oaks – May Green Properties is conducting a dredging operation in the back of this cove to provide dock access to several lots. Covekeeper Ellen Goff was given a tour of this operation and is satisfied with the preventative measures taken to protect the surrounding waterfront. This site will continued to be monitored, especially during rain events.</li> <li>➤ Riverfront Community – Homeowners reported to Covekeeper C.D. Collins that they observed a red dump truck dumping unknown material into Lake Wylie. In this same area, C.D. Collins is investing reports of shoreline clearing and buffer violations.</li> <li>➤ Catawba Creek – C.D. Collins received a report on August 16<sup>th</sup> of some sort of spill or discharge in the creek. Light, sudsy material was seen floating down</li> </ul>	

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<p><b>County Reports (continued)</b></p>	<p>toward the bridge, blown by the wind, and then dissipated. Mr. Collins noted that this has happened before in this same area. So far, no source has been found.</p> <ul style="list-style-type: none"> <li>➤ Withers Cove – Riverkeeper David Merryman received a report of algal bloom in the southern end of this cove. Previous reports were also received when summer temperatures moved into the 90 degree range. This problem may be a seasonal one for that particular area.</li> <li>➤ The seventh annual Riversweep will be held Saturday, October 4<sup>th</sup>. As a follow up from the July 28<sup>th</sup> LWMC meeting, the Catawba Riverkeeper Foundation request financial support from the marine commission to fund T-shirt (to be distributed to volunteers) costs of \$1,440. Secretary Treasurer Sandy DuPuy proposed that the commission allocate \$1,000 annually for this project. Commissioner Cloninger suggested that the commission fund the entire amount due to the services that the Catawba Riverkeeper Foundation provides to the river.</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 Cloninger to allocate \$1,440 for purchase of volunteer T-Shirts for the seventh annual Riversweep and to fund at least \$1,000 annually for this project. Seconded by Secretary Treasurer DuPuy. The motion was approved.</p>
<p><b>Request for Comments</b></p>	<p><b>Request for Comments/Approval</b></p> <p><b>Request for Approval of a No Wake Zone in Reflection Pointe (Follow-up)</b> – Commissioner Smitty Hanks reported</p> <ul style="list-style-type: none"> <li>• The Reflection Pointe Boat Slip Association has withdrawn their request for a No Wake Zone and plans to meet with the Home Owners Association to modify their request. They will bring their revised request back to the commission at a later date.</li> </ul> <p><b>Request for Comments – Distribution of Line Crossing Paw Creek Cove (Follow-up)</b> – Vice Chairman Bo Ibach reported</p>	<p>A motion was made by Vice Chairman Ibach to approve the distribution of line</p>

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<p><b>Request for Comments (continued)</b></p>	<ul style="list-style-type: none"> <li>• Vice Chairman Ibach and Secretary Treasurer DuPuy visited the site and concluded that this distribution of the line crossing at Paw Creek Cove looks to have no impact to jurisdictional waters. A motion was made to approve this project.</li> </ul> <p><b>Request for Comments – Goat Island Project, Town of Cramerton – (Follow-up) –</b> Chairman Joe Stowe and Commissioner David Cloninger reported</p> <ul style="list-style-type: none"> <li>• After visiting the site and meeting with the project manager, both Chairman Stowe and Commissioner Cloninger were impressed with the concept and great use of this land with little environmental impact. A motion was made to approve this project.</li> </ul> <p><b>Request for Comments – Residential Marina, Riverwood on Lake Wylie –</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 will visit this site and report back to the commission at their September 22, 2008 meeting.</li> </ul>	<p>crossing at Paw Creek Cove as presented. Seconded by Secretary Treasurer DuPuy. The motion was approved.</p> <p>A motion was made by Commissioner Cloninger to approve the request for the Goat Island Project as presented. Seconded by Vice Chairman Ibach. The motion was approved.</p>
<p><b>Goals Worksheet</b></p>	<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) – No new information to report</li> <li>➤ <b>Project E-3, Wastewater Treatment Plant Stakeholders Group</b> (DuPuy/Ibach) No new information to report</li> </ul>	

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<b>Goals Worksheet (continued)</b>	<ul style="list-style-type: none"> <li>➤ <b>Project E-4, Creating a “Clean Marina” program for LWMC</b> (Peers) – No new information to report</li> <li>➤ <b>Project S-01, Law Enforcement Facility</b> (Stowe) – Chairman Stowe requested approval of \$1,600 to replacement of tile in the office building. A motion was made and approved. The facility has been painted and reroofed and pipes have been insulated. A request will be made to Duke Energy’s legal department to discuss cancellation notification time frame on lease (30 days). The commission still has not received the \$30,000 allocation promised from SC Delegation. Herb Kirsh, House of Representatives, is researching why this allocation has not been made. Chairman Stowe requested the approval of the commission to allocate \$30,000 to help fund road installation until the commission receives SC Delegation’s contribution. A motion was made and approved.</li> <li>➤ <b>Project S-02, No Wake Buffers at all Bridges on Lake Wylie</b> (Ibach/Stowe) – Vice Chairman Ibach provided to Legal Counsel Chris Clark the requested map of the area bridges and proposed placement of the buoys.</li> <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> </ul>	
<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 contract from Robert M. Burns, CPA to audit the marine commission account. The cost for the 2008 audit is \$1,600 plus \$350 for preparation of financial statements. A motion was made and approved to contract with the Robert M. Burns firm to conduct the LWMC FY2007-2008 audit.</li> </ul>	<p>A motion was made by Vice Chairman Ibach to contract with Robert M. Burns, CPA to conduct the FY07-08 LWMC audit. Seconded by Commissioner Cloninger. The motion was approved.</p>

<b>Topic</b>	<b>Discussion Summary</b>	<b>Action</b>
<b>Other Business</b>	<p><b>Chairman's Report</b> – Chairman Joe Stowe attended the signing ceremony to give designation to a 30-mile stretch from Lake Wylie to the SC 9 Bridge as it was officially deemed a scenic river. Governor Mark Sanford and 21 attendees were present for this event.</p> <p><b>Executive Directors Report</b> – No report</p> <p><b>Legal Counsel Report</b> – Reminder – Election of Officers will be scheduled for the September 22<sup>nd</sup> business meeting.</p>	
<b>Public Comments</b>	<b>Public Comments</b> - None	
<b>Adjournment</b>	There was no further business and the meeting was adjourned at 8:18 pm	The meeting was adjourned by consensus.
<b>Next Business Meeting Date and Location</b>	The next LWMC business meeting will be held on September 22, 2008 at 7:00 at the Belmont City Hall, 115 North Main Street, Belmont, NC.	

Annette Lawing, Interim Executive Director