

Mountain Island Lake Marine Commission



**Mount Holly City Hall
131 South Main Street
Mount Holly, NC**

March 5, 2008 Minutes

Commissioners Present: Chairman Dan DuVall (Mecklenburg County), Commissioner Pam Beck (Gaston County), Vice Chairman Alice Battle (Mecklenburg County), Secretary/Treasurer Ann Danzi (Gaston County), Commissioner Chris Watson (Lincoln County), Commissioner Tim Eldridge (Gaston County), Commissioner Tim Bishop (Mecklenburg County)

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

Topic	Discussion Summary	Action
Welcome & Introductions	Chairman Dan DuVall called the meeting to order at 6:34pm.	
Approval of the March 5, 2008 Agenda	Amendment: Agenda #IX – D, Commissioner Eldridge will be reporting on NC Wildlife Federation. The March 5, 2008 agenda will stand as amended.	
Approval of the February 6, 2008 Meeting Minutes	Amendment: BOP, Project 08-18, <i>Commissioner Beck, Commissioner Danzi and Legal Counsel Chris Clark will revise the previous resolution and bring it up to date.</i> The February 6, 2008 meeting minutes will stand as amended.	
Statement of Purpose	Legal Counsel, Chris Clark read the Statement of Purpose into the record.	

Topic	Discussion Summary	Action
Public Comments	<p>Public Comments</p> <ul style="list-style-type: none"> □ Rodney Eppes, a Mountain Island Lake resident, asked the commission who enforces the regulations at the Haymarket property and does that enforcement begin at the high water mark. Vice Chairman Battle responded by stating that Duke Energy controls up to the high water mark. The land beyond the high water mark is controlled by Mecklenburg County Parks and Recreation. Parks and Rec has designated this area as a nature preserve as of 2007. Currently, this is the Mecklenburg County's 2009 budget to make it a nature preserve. As a nature preserve, there will only be walking trails and gravel parking lots. Motorize vehicles (i.e. dirt bikes, ATV's) will not be allowed. Swimming will be prohibited from this land since Mecklenburg County does not allow swimming from their Parks and Rec locations. Currently, boaters approaching this property from the water can beach their boats up to the high water mark but are not allowed to camp, build fires or cut trees on the property. The enforcement currently is handled by Latta Plantation and Mecklenburg County Law Enforcement. 	
Consent Agenda	Consent Agenda – None	
Public Safety Reports	<p>Charlotte – Mecklenburg Police Department – Officer Howard reported</p> <ul style="list-style-type: none"> □ Will be back on the lake around Mid-April □ CMPD has a new 21' Key West boat <p>Gaston County Police Department – Officer Hord reported</p> <ul style="list-style-type: none"> □ Noise Ordinance – Officer Hord has researched other counties and states noise ordinances to see how they determine an offender. Most go by certain decimal levels. Will continue to research options and meet with the Gaston County District Attorney to determine the best way to approach a boat noise ordinance. Commissioner Pam Beck and Legal Counsel Chris Clark volunteered to go with Officer Hord to meet with the DA. <p>Lincoln County Sheriff's Office</p> <ul style="list-style-type: none"> □ No one was present to give report 	

Topic	Discussion Summary	Action
Public Safety Reports (continued)	<p>N.C. Wildlife Resources Commission</p> <ul style="list-style-type: none"> ❑ No one was present to give report <p>Mecklenburg County Parks and Recreation</p> <ul style="list-style-type: none"> ❑ No one was present to give report <p>Duke Energy of the Carolinas – Kermitt Taylor reported</p> <ul style="list-style-type: none"> ❑ (0) Pier Applications Approved ❑ Lake level is 96.6 	
Environmental Reports	<p>Mecklenburg County Land Use and Environmental Services - Heather Davis reported</p> <ul style="list-style-type: none"> ❑ Water Quality Conditions – January 2008 results: The results in McDowell Creek Cove was 56 (fair/good). These results were due to an elevated level of Nitrate/Total Phosphorus. ❑ Bacteriological – January 2008 results: All results were in the excellent range. ❑ Village at Lake Norman: A 105 acre commercial/residential site similar to Huntersville’s Birkdale Community is being proposed in the Town of Cornelius (between I-77 and Statesville Road). Currently, a request for rezoning has been submitted and is being reviewed. This project was submitted prior to the Post Construction Ordinance (June 2007) therefore, some of the regulations will not apply. Mecklenburg County LUESA has requested that they have an opportunity to comment on this project. The next public hearing will be March 17th. Heather encouraged the commission to attend this meeting and voice their concerns about this project and the effects the run-off will have on the lake. ❑ Harris Teeter at Hambrecht/Beatty’s Ford in Huntersville – Lost lawsuit therefore, will not be building on this site. ❑ Estates at Arbor Mill in Huntersville – 100 lot residential subdivision. This project will be subject to the Low Impact Development requirements and will have rain gardens. <p>Lakekeepers Report – Alice Battle reported</p> <ul style="list-style-type: none"> ❑ David Merriman will be taking over as the Executive Director’s position for the Catawba Riverkeeper Foundation on April 1st. ❑ June 7th is the Spider Lily tour and Annual meeting. At this meeting, the letter 	

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Environmental Reports (continued)	<p>that was sent from the Coastkeepers and Riverkeepers to the Environmental Review Commission Water Allocation Group was discussed. Some of the things that they are recommending is there should be priority uses of water and carrying capacities established, regulate all withdraws of water that exceed 3 million gallons per month, and regulate all withdraws especially agriculture and power plants. The state also needs to play a pivotal role by creating a new legal framework in which water allocation decisions will be subject to a duty to protect. A very important recommendation to the Environmental Review Commission is the review and approval process of Interbasin Transfers.</p> <p>Quality of Natural Resources (QNRC) – Pam Beck reported</p> <ul style="list-style-type: none"> □ Regional Wastewater Treatment Plant on Lake Wylie – The Environmental Impact Study will be available on the Mecklenburg County website in the near future. <p>NC Wildlife Federation – Tim Eldridge reported</p> <ul style="list-style-type: none"> □ Next meeting is scheduled for April 24th at 7:00pm at Charlotte Mecklenburg Utilities, 5100 Brookshire Blvd, Charlotte, NC. Mr. Eldridge encouraged the commission to get involved in the Adopt an Island program. The federation also needs volunteers to monitor osprey platforms. 	
Base Operating Plan	<p>Update on the Base Operating Plan (BOP)</p> <ul style="list-style-type: none"> □ Projects to be added to the BOP: <ol style="list-style-type: none"> 1. Annual Dock Count (DuVall) 2. Miscellaneous Meetings (All Commissioners) 	
Chairman’s Report	<p>Chairman’s Report</p> <ul style="list-style-type: none"> □ No report 	
Executive Director’s Report	<p>Executive Director’s Report – Interim Executive Director Annette Lawing reported</p> <ul style="list-style-type: none"> □ Finance report – Lawing distributed the Finance report to all of the commissioners for their review. □ Discussion of the 2008-2009 Budget Process – The deadline for submitting budget request from the three funding counties are: Lincoln County: February 	

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Executive Director's Report (continued)	22 nd , Mecklenburg County: March 10 th , Gaston County: March 14 th . <input type="checkbox"/> Annual Strategic Workshop – will address at the May 7 th business meeting.	
Commission Counsel Report	Commission Counsel Report <input type="checkbox"/> No report	
Commissioner's Comments	Commissioner's Comments <input type="checkbox"/> Commissioner Beck informed the commission of the Regional Environmental Summit in Charlotte on Friday, May 2 nd at 9:00am.	
Adjournment	The meeting was adjourned at 8:01 pm.	
Next Business Meeting Date and Location	The next MILMC business meeting will be held on April 2, 2008 at 6:30 pm at the Cowan's Ford Country Club, 761 Club Drive, Stanley, NC.	

Annette Lawing, Interim Executive Director