



Lake Lure Lake Advisory Board
Special Meeting
October 1, 2019

Call to Order

Chairman Mark Helms called to order the October 1, 2019 Special Meeting of the Lake Advisory Board at 8:30 a.m. at the Lake Lure Town Hall.

Roll Call

Board Members present:

Mark Helms, Chairman

Gary Hasenfus

Michael Yelton

Bill Ashman

Gary Johnson

Sonya Ledford

Dan Breneman

Town Council Members present:

Councilman John Kilby

Other Members Present:

Dean Givens, Director of Lake Operations

Garrett Murphy,

Absent:

APPROVAL OF AGENDA

The Agenda for the October 1, 2019 meeting was reviewed. **Mr. Johnson made a motion to approve the Agenda as revised. Mr. Hasenfus seconded and all were in favor.**

Special Topic Discussions

3. A – *Discuss and Recommend Amendments to the Lake Use Regulations* –

Mr. Helms welcomed the Board. Mr. Breneman addressed Mr. Helms and asked if he could hand out a formatted list of items he felt were important and needed to be addressed in the Lake Use Regulations. The list was passed out to the Board.

Mr. Helms addressed the Board with a recap of the September 26, 2019 Special Meeting of the Lake Advisory Board.

Mr. Helms mentioned to keep in mind that this document once finalized would go before the Marine Commission for their approval. He mentioned to the Board that the Town had been using the Lake Model for years and that all agree the model is full. He asked that the Board stay within the Model when discussing the changes and to have a goal of making the lake as self-sufficient as possible and to keep in mind that the lake is already experiencing lost revenue.

Mr. Yelton mentioned that the zoning of Lake Lure needed to be revisited as he felt it had remained the same for years. Mr. Murphy mentioned that the Zoning Map had indeed changed and continues to change frequently. Mr. Murphy discussed the Zoning Map and zoning requirements. Mr. Murphy mentioned the many vacation rentals that he felt were not registered in Lake Lure.

There was continued discussion amongst the Board regarding Vacation Rentals and the use of boats from VRBO renters. It was discussed that the rules and regulations should be discussed with the renters from the rental management company before handing over keys to boats. Mr. Kilby discussed why the rules and regulations are in place. Mr. Yelton felt that the rules needed increased enforcement. Mr. Givens reviewed that the problems they're seeing on the Lake are from Liveries and delivery of boats to Town owned properties. He felt that loop holes needed to be closed and in the past, while the Model has been full, there were still times that others were permitted in. He felt that the Model needed to be strictly adhered to with no acceptations. There was continued discussion regarding zoning in which Mr. Helms mentioned that those issues needed to be addressed by the zoning folks.

Discussion continued regarding enforcement and that to increase patrol that would take funding. Mr. Brad Burton from Community Development joined the conversation regarding the previous zoning questions. He mentioned that anyone can obtain a rezoning petition and continued to explain standard rezoning. Mr. Burton also stated that he had a chance to review the Board's draft Lake Use Regulations and felt that it was all in line. Mr. Burton stated that to date there were 344 Vacation Rentals. The Board inquired as to how many of those were on the Lake. Mr. Burton stated that he would get the number for them and excused himself from the meeting.

The Board discussed separating Livery from Vacation Rental Management Companies in the Lake Use Regulations for several reasons, one being to separately define them in the Lake Use Regulations and the other to possibly create a separate permit that would be noticed by enforcement officials at a distance. There was a lengthy discussion regarding changing permit colors, letters and shapes. The Board agreed this would be a good idea.

There was continued discussion regarding the hours of liveries and the hours of vacation rental vessels on the lake.

Mr. Helms offered to discuss problems that have been discussed as well as solutions. A Problem was discussed regarding intentional breaking of rules and being non-compliant. A Solution was discussed regarding stiffer penalties and proper training for enforcement officers. There was further discussion reviewing the proposed new fines. Mr. Givens stated that the way the new fines were created were that while fines increased with continued non-compliance of the same infraction, that there were some infractions that after the first fine, the owners permit would be permanently revoked. There was continued discussion regarding fines.

Mr. Burton joined the meeting again and stated that of the 344 VRBO's, 146 were lakefront properties, where 16 have commercial boat permits.

The Board discussed the possible loss of revenue that was occurring and used a mathematical review of the loss of revenue if 20 of those VRBO's were not listing their boats. The Lake Model was again discussed. Mr. Givens stressed the importance of the Model in that it regulates types of boats and who is boating. This was discussed. There was also discussion regarding horsepower of vessels as well as hourly meters. The Board felt that they needed to concentrate on what the committee had already researched and put together in the Lake Use Regulations they were reviewing.

Mr. Breneman reviewed with the Board items he had on his list that he felt needed to be addressed. He agreed that there needed to be more enforcement and stiffer penalties. There was discussion that Board volunteers could help keep an eye out on the lake and make sure VRBO's had proper permits. Mr. Kilby felt that volunteers could help from afar by identifying problems, but that approaching violators is not advised. Mr. Givens agreed. Mr. Breneman excused himself from the meeting at approximately 10:59 a.m.

The Board began at the beginning of the proposed Lake Use Regulations and reviewed in its entirety all areas that the committee had suggested change, in wording or in definition. The Board agreed to separate Liveries and VRBO's and completed definitions of each. The Fees Schedule was reviewed and Mr. Garrett reviewed what infractions were a part of each section of the Fees Schedule. The Board was in agreement with these fees. All changes, additions and deletions were noted by Mr. Garrett who will revise the final Lake Use Regulations document before presenting it to the Marine Commission.

Mr. Johnson made a motion to recommend to the Marine Commission, the Lake Use Regulations with revisions, for approval. Mr. Hasenfus seconded and all were in favor.
Mr. Breneman was not present.

Mr. Helms thanked the Board for their patience during the process. The Board discussed cancelling the December meeting and Mr. Givens would present the Lake Model at the January 6th meeting. Mr. Kilby stated he would get with the Council and cancel the Marine Commission meeting in December but meet January 14th to review the Lake Model. Mr. Kilby asked to not post the change yet and that he would advise after meeting with the Council. The Board discussed October's LAB meeting and decided that since there were no Agenda items, to cancel this meeting. There was discussion of items for the Agenda at the January 6th meeting.

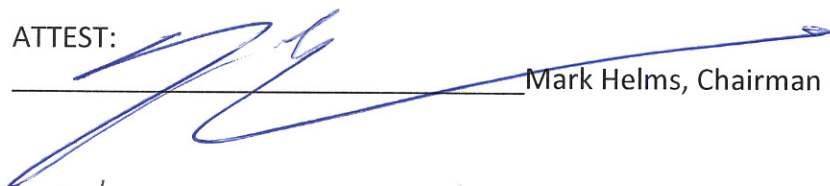
Adjournment

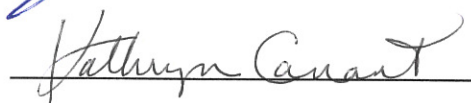
Mr. Gary Johnson made a motion to adjourn the Special Meeting of the Lake Advisory Board at 12:16 p.m. Mr. Hasenfus seconded the motion and all were in favor.

Minutes were transcribed by Kat Canant, Administrative Assistant to LLPD.

The next regular meeting of the Lake Advisory Board will be November 4, 2019 at 3:30 p.m.

ATTEST:


Mark Helms, Chairman


Kat Canant, Board Clerk