

LAKE LURE MARINE COMMISSION SPECIAL MEETING PACKET

Tuesday, December 18, 2018



**Mayor Kevin Cooley
Mayor Pro Tem John Moore
Commissioner Bob Cameron
Commissioner John Kilby
Commissioner Stephen M. Webber**



SPECIAL MEETING OF THE LAKE LURE MARINE COMMISSION

Tuesday, December 18, 2018

4:00 P.M.

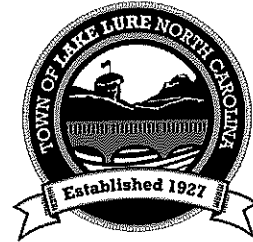
Lake Lure Municipal Center

AGENDA

1. Call to Order
2. Invocation
3. Approve the Agenda
4. Public Forum: *The public is invited to speak on any non-agenda and/or consent agenda topics. Comments should be limited to less than five minutes.*
5. Consent Agenda:
 - A. Adoption of the September 11, 2018 Regular Meeting Minutes
 - B. 2019 Meeting Schedule Adoption
 - C. Boat Slip Leasing Policy
6. New Business:
 - A. Request from Michael Lewis to waive the \$100 late fee for his 2019 Lake Commercial License
 - B. Towing Restrictions for Fishing Guide Permits
 - C. Approval of the 2019 Lake Commercial Licenses
 - D. Non-Motorized Vessel Stickers
7. Adjournment

CONSENT AGENDA

- September 11, 2018 Regular Meeting Minutes
 - 2019 Meeting Schedule Adoption
 - Boat Slip Leasing Policy



**MINUTES OF THE REGULAR MEETING OF THE LAKE LURE MARINE
COMMISSION HELD TUESDAY, SEPTEMBER 11, 2018, 4:00 P.M. AT THE
LAKE LURE MUNICIPAL CENTER**

PRESENT: Mayor Kevin Cooley
Mayor Pro Tem John W. Moore
Commissioner Bob Cameron
Commissioner John Kilby
Commissioner Stephen M. Webber
Shannon Baldwin, Interim Town Manager

ABSENT: N/A

CALL TO ORDER

Mayor Kevin Cooley called the meeting to order at 4:04 p.m.

INVOCATION

Mayor Kevin Cooley gave the invocation and Council members led the Pledge of Allegiance.

APPROVAL OF THE AGENDA

Commissioner John Kilby asked to remove items "C" and "F" from the Agenda.

Commissioner Bob Cameron made a motion to approve the Agenda as amended.
Mayor Pro Tem John Moore seconded and the motion carried 4-0.

PUBLIC FORUM

Mayor Kevin Cooley invited the audience to speak and no one requested to speak at this time.

PUBLIC HEARING

Commissioner Stephen Webber explained that the enabling ordinance for the Lake Advisory Board (LAB) does not give the LAB authority to make decisions and stated that the enabling ordinance would need to be amended as well to give the LAB authority to approve buoy requests. Commissioner Webber proposed a change to the proposed amendment to state, "All buoys..... must be approved by the Lake Advisory Board. All markings will be in accordance with the Uniform Waterway Marking System and the North Carolina Wildlife Resources Commission's regulations."

No one from the public requested to speak on this matter.

Mayor pro Tem John Moore made a motion to close the Public Hearing. Commissioner Bob Cameron seconded and the motion carried 4-0.

CONSENT AGENDA

Mayor Kevin Cooley presented the Consent Agenda and asked if any items should be removed before calling for action. Commissioner Webber noted that he provided revisions to the Minutes earlier with the Town Clerk with no change in content.

Commissioner Stephen Webber made a motion to approve the Consent Agenda, as amended. Commissioner Bob Cameron seconded and the motion carried 4-0. Therefore, the Consent Agenda incorporating the following item was unanimously approved:

- A. Adopt the June 12, 2018 Regular Meeting Minutes and the July 10, 2018 Special Meeting Minutes.
- B. Designate the cove at the Dam as a No-Wake Zone.

NEW BUSINESS

A. RESOLUTION NO. 18-09-11
AMENDING THE LAKE USE REGULATIONS

Commissioner Stephen Webber made a motion to approve Resolution No. 18-09-11, as amended during the Public Hearing discussion on this topic, amending Section 4.03 of the Lake Use Regulations. Commissioner Bob Cameron seconded and the motion carried 4-0.

RESOLUTION NO. 18-09-11

OF THE TOWN OF LAKE LURE MARINE COMMISSION
AMENDING THE LAKE USE REGULATIONS

WHEREAS, the Lake Lure Town Council has created the Lake Lure Marine Commission as authorized by special act of the General Assembly of the State of North Carolina for the purposes of regulating all activities on Lake Lure; and

WHEREAS, the Lake Use Regulations were adopted by resolution on March 9, 2004; and

WHEREAS, the Lake Lure Marine Commission has determined that said regulations should be amended to further clarify approval of buoy requests; and

NOW, THEREFORE, BE IT RESOLVED BY THE LAKE LURE MARINE COMMISSION that the following revisions to the Lake Use Regulations are hereby placed in effect and shall be enforced by the Town of Lake Lure:

[Words ~~stricken through~~ to be deleted, words underlined to be added]

Amend Section 1 as follows:

SECTION 1: BOATING

§ 4.03 REGULATION REGARDING OPERATION OF BOATS

(F) All buoys, including mooring buoys, or safety marker placements must be approved by the ~~Marine Commission~~ Lake Advisory Board. All markings will be in accordance with the Uniform ~~State~~ Waterway Marking System and the North Carolina Wildlife Resources Commission's regulations.

Adopted this 11th day of September, 2018.

NEW BUSINESS

B. BOAT SLIP LEASING POLICY

Lake Operations Director Dean Givens explained that the current Boat Slip Leasing Policy was adopted prior to the new marina being built. He stated that after the new marina was built, all of those on the waiting list who wanted a slip received one. He mentioned that the current policy was not updated to ensure residents and property owners were given priority.

Page 4 - Minutes of the September 11, 2018 Regular Lake Lure Marine Commission Meeting

Commissioner John Kilby made a suggestion that property owners owning property inside the town limits of Lake Lure be the first priority on the list. Commissioner Stephen Webber suggested using the priority list as stated in the original policy. After discussion, Council agreed to use the list provided in the old policy, eliminating “(2)” and “(3)”. Commissioner Stephen Webber felt that commercial operators that provide marine mechanical services should be included in the list as well. He suggested adding that this policy will not displace any current slip renters and is not retroactive. The Board discussed combining the third priority from the old list with commercial operators providing marine mechanical services. Commissioner Stephen Webber also mentioned that “C” “D” and “E” under “Miscellaneous” should be changed to Marine Commission instead of “Town Council.” Council asked that this policy be sent back to the LAB for further review.

Commissioner Bob Cameron made a motion to table this item and defer to the LAB for further review and bring a recommendation back to the next meeting. Mayor Pro Tem John Moore seconded and the motion carried 4-0.

New Business item “C” was deleted during the Agenda approval.

<p>NEW BUSINESS</p> <p>D. SAFETY BROCHURES FOR NON-MOTORIZED VESSELS</p>
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Ms. Jolley provided the Board with a current, updated, version of the Safety Brochure as recommended by the LAB. Lake Operations Director Dean Givens explained that some of the biggest safety issues on the lake is non-motorized boats operating in the open portions of the lake. He stated that these issues will be worked through with education, patrol and informational material. He stated that a Non-Motorized Safety Brochure was created to be handed out along with all non-motorized permits and as a handout for patrol officers conducting safety/educational stops. He stated that a sticker is being discussed to be placed on non-motorized boats for education on the rules as well and this would be brought back at a future meeting.

Commissioner Stephen Webber suggested moving the town logo to the front and the information regarding safety equipment on the back. Commissioner John Kilby felt that the safety equipment information should remain on the front. The Board agreed to move the logo and the date of the document to the front of the brochure.

Commissioner Bob Cameron made a motion to approve the Non-Motorized Safety Brochure, with the amendments discussed. Mayor Pro Tem John Moore seconded and the motion carried 4-0.

E. UPDATE ON NEWLY INSTALLED TRASH BOOM

Lake Operations Director Dean Givens provided an update on the newly installed trash boom stating that the boom was split into two pieces to create a channel for trash to flow through. Mr. Givens explained that currently there is an open channel leading to the trash gate in the lake that could be very dangerous if someone were to get close to it. As a safety precaution, the LAB discussed building a floating structure that would straddle over the boom with a danger sign attached to alert boaters. Mr. Givens stated that he employed Eric Kunath, with K Enterprises, to help with this project.

New Business item “F” was deleted during the Agenda approval.

ADJOURNMENT

With no further business, Commissioner Bob Cameron made a motion to adjourn the meeting at 4:43 p.m. Commissioner Stephen Webber seconded and the motion carried 4-0.

Michelle Jolley,
Lake Lure Marine Commission Clerk

LAKE LURE MARINE COMMISSION MEETING SCHEDULE FOR YEAR 2019

<u>DATE</u>	<u>LOCATION</u>	<u>TIME</u>	<u>TYPE</u>
March 12, 2019	Lake Lure Municipal Center	4:00 p.m.	Regular
June 11, 2019	Lake Lure Municipal Center	4:00 p.m.	Regular
September 10, 2019	Lake Lure Municipal Center	4:00 p.m.	Regular
December 10, 2019	Lake Lure Municipal Center	4:00 p.m.	Regular

* Regular Lake Lure Marine Commission meetings are held four times per year during the months of March, June, September, and December on the second Tuesday at 4:00 p.m.

**LAKE LURE MARINE COMMISSION
REQUEST FOR BOARD ACTION**

Meeting Date: December 11, 2018

SUBJECT: Boat Slip Leasing Policy

AGENDA INFORMATION:

Agenda Location: Consent
Item Number: C
Department: Lake Operations
Contact: Dean Givens, Lake Operations Director
Presenter: Dean Givens, Lake Operations Director

BRIEF SUMMARY: The LAB reviewed and recommended approval of the Boat Slip Leasing Policy. This Policy updates the existing policy in place.

RECOMMENDED MOTION AND REQUESTED ACTIONS: To adopt the Boat Slip leasing Policy.

FUNDING SOURCE: n/a

ATTACHMENTS: Boat Slip Leasing Policy

STAFF'S COMMENTS AND RECOMMENDATIONS: Staff recommends approval of the Boat Slip Leasing Policy as presented.



Town of Lake Lure Boat Slip Leasing Policy

Purpose

The Town maintains a marina with rented boat slips for two primary purposes:

1. To provide additional opportunities for property owners, who otherwise do not have access to a private slip, to enjoy the convenience of mooring their boat on the lake.
2. To help provide revenues that offset the costs of the marina and other necessary lake operations.

The purpose of this policy is to outline the priorities and procedures of the slip leasing program.

Boat Slip Lease

A. Eligibility:

Lessees of boat slips must have current state registration and Town of Lake Lure Boat Permit in lessees' name; slips may not be subleased.

Preference will be given in order to:

- (1) Property owners with a residence but without lake front access who do not otherwise have a lake front boat slip and property owners with a residence and with lake front access who do not otherwise qualify for a lake structure permit and who do not otherwise have a lake front boat slip;
- (2) Second preference will be given to non-property owning residents; and
- (3) Third preference will be given to non-residents.

B. Commercial entities that offer any of the same services provided by the Town marina concession are prohibited from conducting business or advertising such business at the Washburn Marina.

Lease Renewal and Billing Procedures

Boat slip leases will be reviewed for continued qualification and renewed annually. A part of the renewal process will include an assurance by the lessee that the lessee is using their boat slip only for the lessee's boat that the lessee owns. Applicants for annual boat slip renewals must also demonstrate that they have appropriate liability insurance, (minimum \$300,000) for property damage and personal injury and that the boat has a current Lake Lure permit while in the slip.

Renewal leases and billing of the slips will be mailed by December 15th (year prior) with a \$250 deposit due by January 15. The remaining balance may be split into two equal payments, one being due by February 15th, and final amount due paid in full by March 15 of leasing year. If a response is not received by March 20th, the person or legal entity will be deemed to have surrendered their slip and it will be offered to the next person on the waiting list. All monies paid are considered non-refundable.

Boat Slip Waiting Lists

A. Whenever a boat slip becomes available, the town representative will offer the slip to the person whose name is at the top of the waiting list, based on the above mentioned preferences.

That person will have three options:

1. Take the slip and immediately and pay the appropriate lease fee for the year.
2. Decline the slip and have their name moved to the end of the waiting list.
3. Request to be removed from the list.

Miscellaneous

- A. Boat trailers may not be stored for more than 24 hours at the marina parking lot and only for the day of unloading and loading a boat.
- B. The slip lessee may not make any permanent changes to any slip area or associated structure, nor may anything be nailed to or otherwise permanently attached to the dock, including, but not limited to storage bins and carpeting. The use of bumpers hanging over the sides, bow, and stern of the boat is permissible and encouraged.
- C. The Marine Commission reserves the right at any time, and from time to time, to change, amend, or delete any portion of this policy.
- D. Boat slip lease fees may be changed at any time at the discretion of the Marine Commission.
- E. Questions of interpretation shall be resolved by the Marine Commission.
- F. Town reserves the right to change slip assignment or revoke slip at any time.
- G. Town reserves the right to lower the lake every three years or when otherwise deemed necessary. Slip fees will not be prorated during these times. If during this time the lake is lowered dramatically, slips may be required to be vacated at the lessee's expense.

Effective date

This policy will be in effect upon approval.
Approved by the Lake Lure Town Council on June 19, 2003.

Revisions Approved by the Lake Lure Town Council on November 9, 2004 and September 11, 2018.

Kevin Cooley, Mayor

Attest:

Michelle Jolley, Town Clerk

NEW BUSINESS

- Request from Michael Lewis to Waive the \$100 Late Fee for his 2019 Lake Commercial License
- Towing Restrictions for Fishing Guide Permits
- Approval of the 2019 Lake Commercial Licenses
 - Non-Motorized Vessel Stickers

**LAKE LURE MARINE COMMISSION
REQUEST FOR BOARD ACTION**

Meeting Date: December 11, 2018

SUBJECT: Request from Michael Lewis to waive the \$100 late fee for his 2019 Lake Commercial License

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: A
Department: Lake Operations
Contact: Dean Givens, Lake Operations Director
Presenter: Dean Givens, Lake Operations Director

BRIEF SUMMARY: Michael Lewis submitted his 2019 Commercial License Application on November 2, 2018. Town policy requires Commercial License Applications to be received no later than November 1st each year to avoid the \$100 penalty and being moved to the bottom of the Commercial Boat Permit Model. The LAB will review this matter at their December 10th meeting and a recommendation will be provided to Council after that meeting.

RECOMMENDED MOTION AND REQUESTED ACTIONS: Will know LAB's recommendation at their meeting on December 10th.

FUNDING SOURCE: n/a

ATTACHMENTS: Michael Lewis' 2019 Lake Commercial License Application

STAFF'S COMMENTS AND RECOMMENDATIONS: Will defer to the LAB's recommendation.

Lake Lure Marine Commission - Lake Lure, North Carolina

For LLMC Use:	By the Authority of the Lake Lure Marine Commission Approved: <input type="checkbox"/>
	LLMC Signature:

Prior Lake Commercial License	
Year	2007
License #:	40

TOWN OF LAKE LURE
CASH RECEIPT

Printed 13:12:54 - 11/02/18

Batch:14671
Transaction:12

Reference Number: 2019 LAKE LURE COMM
Name: LEWIS NO CLARK EXPEDITIONS
Address:

Item(s) Description:
FINANCE RECEIPT 45.00
Check # 1116 45.00
Cash Paid
Credit Paid
Less Change Given ()

TOTAL: 45.00

Comments:
2019 LAKE LURE COMM LICENSE FEE

Lake Commercial License Application / Renewal

Company Name:	Lewis No Clark Expeditions
Mailing Address:	207 Lewis Road, Rutherfordton, NC 28139
Contact Name/Title:	Michael F. Lewis, Owner
Phone:	(828) 287-0065
Email:	lewisnoclark@aol.com
Website:	
Mooring Address:	
Parcel ID:	
Established (date & city)	2000, Rutherfordton, NC
Primary Business:	Fishing Guide
Company Type:	Sole Owner Other: Circle one:

Company Insurance (not boat-specific)

Workmans Comp:	
Umbrella Policy:	
Umbrella Limit:	

Lodging

Operators

Operator Name: Michael Lewis DOB Home Address: 207 Lewis

To retain the accuracy of all information provided, I will submit updated information in a timely manner (the time of a change) and:

Maintain activity logs with hours on all motorized boats <input checked="" type="checkbox"/> check	Keep livery rental forms on file for one year <input checked="" type="checkbox"/> check
--	---

I certify the information provided on this form is true and accurate to the best of my knowledge.

Signature: 

Date: 10/24/18

Boat Information (on following pages)

Came a day late - paid \$45
Knowing that he will need to
ask Shannon/or Marine Comm.
if he will be required to pay
the extra \$100 for being late.

Lake Lure Marine Commission - Lake Lure, North Carolina

Permit Type:	Commercial 6 (Fishing Guides) - 1st Boat			Write corrections below:				
Permit #:	1608 (2018)							
Primary Usage:	Commercial							
Boat Type:	Pleasure			Circle:	Pontoon Pedal	Pleasure Sailboat	Canoe Rowboat	Kayak Other
Boat Year:	2000							
Boat Make:	BASS CAT							
Boat Model:								
Length:	17' 00"	Color:	White/Grey w/ Red Hig					
Motor Year:	2000							
Motor HP:	150							
Motor Make:	Mercury							
Location:	Trailerred							
Boat Owner:	Lewis No Clark Expeditions							
State Reg. #:	NC-9634 WM	Reg. Exp Date:	3/31/2018					
Liability Insurance Carrier:	Ace American							
Liability Insurance Policy #	YAR Y08493650							

Complete this section for motorized boats only:

Boat Usage:	Summer	Spring/Fall	Winter
# of Days per Week	3	2	0

- | Commecial Classification | Primary Activity |
|--------------------------|---------------------------|
| 1 - Rental Livery | 1 - Rental Over 10hp |
| 2 - Resort | 2 - Rental Under 10hp |
| 3 - Camp | 3 - Tours |
| 4 - Ski School | 4 - Towed Water Activites |
| 5 - Tours | 5 - Fishing |
| 6 - Fishing Guide | 6 - Service |
| 7 - Service | 7 - Real Estate |
| 8 - Real Estate | |

Motorized Total # Boats: 1

Checklist

(Be sure to check below items before returning by the deadline of Nov. 1, 2018)

Completed Application with:

✓ Corrections which would include marking out any boats no longer owned or used with your business)

✓ Updated and correct mailing address, phone number, e-mail address, website address

✓ Updated and correct boat information, including motor year, horsepower, and color for each boat

✓ Copy of current state registrations for ALL motorized boats that will be permitted (registration copies required EVERY year, even though we may have received them last year.

✓ Proof of Insurance for motorized boats which must specify each boat that is insured. (proof of insurance - required EVERY year)

✓ Check in the amt. of \$45 for the Commercial License fee

Be sure that Primary Activity of each motorized boat is circled (You will only have ONE Commercial Classification, but may have a different primary activity for different boats. This will be for ski schools and Tours.

OFFICIAL NUMBER NC-9634 WM	NAME OF VESSEL AND YEAR BASS CAT 2000		LENGTH 17	
BOAT IDENTIFICATION NUMBER BASY2085J900	SEIN	USE	FUEL	PROP.
	2	5	1	1
EXP: APR 30, 2019				WEIGHT Y
LEWIS, MICHAEL F 207 LEWIS RD RUTHERFORDTON, NC 28139				

This is your Renewal Policy Summary Page. Please read it carefully. It gives you important facts about your coverage.
Your Customer Number is 6078995 and the Policy Number is YAR Y08493650

The Insured: MICHAEL F LEWIS LEWIS NOCLARK EXPEDITIONS
Address: 207 LEWIS RD
RUTHERFORDTON NC 28139

Sub Producer: ALLIANCE INSURANCE GROUP 130 ALLENDALE DR FOREST CITY NC 28043
(828) 247-6000

Loss Payee: NONE

Additional Insured: TOWN OF LAKE LURE US 64/74 HWY LAKE LURE NC 28746

Your policy has been issued by ACE AMERICAN. The policy will take effect on 06/26/2018 and end on 06/26/2019. It will begin and end at 12:01 a.m., at the place where this policy was issued.

The Vessel Covered By This Policy: Hull ID: BASY2085J900
Year: 2000 Length: 18' Make: BASS CAT BOATS Model: SABRE
Eng. Year: 2000 # of Eng.: 1 Eng. Make: MERCURY Eng. HP: 150

Tender:
Year: Length: Make: ID#:
Eng. Year: Eng. HP: Eng. Make: ID#:

Trailer:
Year: 2014 Length: Make: SHORELANDER ID#: 1MDAPATIXEA538588
19

Coverage Provided	Amount	Deductible	Premium
Hull & Equipment	\$13000	\$750	
Towing & Emergency Service	\$1000	\$0	
Named Storm Deductible		\$0	
Tender	\$0	\$0	
Tender Outboard	\$0	\$0	
Liability Limit (P&I)	\$1000000	\$0	
Medical Payments	\$5000	\$0	
Uninsured Boat Owners	\$1000000	\$0	
Trailer	\$2400	\$250	
Personal Property	\$2500	\$250	
		Premium	\$877
		Tax Assessment & Fees	\$35
		Total Premium	\$912

Lay-up Warranty: 12 MONTHS NAVIGATION

Vessel Primary Moorage State: NC



In the event of an occurrence that may lead to a claim under this Insurance Policy, immediate notice must be given to United Marine Underwriters, 1309 Bluegrass Parkway LaGrange KY 40031.
Telephone: 800-477-7140

Authorized Agent

**LAKE LURE MARINE COMMISSION
REQUEST FOR BOARD ACTION**

Meeting Date: December 11, 2018

SUBJECT: Towing restrictions for fishing guide permits.

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: B
Department: Lake Operations
Contact: Dean Givens, Lake Operations Director
Presenter: Dean Givens, Lake Operations Director

BRIEF SUMMARY: The LAB was asked by Town Council to look into allowing fishing guides to tow with their boats. After discussion, the LAB felt like the Town should not make exceptions to the policies that the Town has in place. The Board unanimously agreed to recommend that the Marine Commission not allow fishing guide services the ability to tow with their commercial permit.

RECOMMENDED MOTION AND REQUESTED ACTIONS: To continue to not allow towing with the fishing guide service commercial boat permits.

FUNDING SOURCE: n/a

ATTACHMENTS: none

STAFF'S COMMENTS AND RECOMMENDATIONS: Staff recommends that the Marine Commission follow the recommendation from the LAB to continue to not allow towing with the fishing guide service commercial boat permits.

**LAKE LURE MARINE COMMISSION
REQUEST FOR BOARD ACTION**

Meeting Date: December 11, 2018

SUBJECT: 2019 Lake Commercial Licenses

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: C
Department: Lake Operations
Contact: Dean Givens, Lake Operations Director
Presenter: Dean Givens, Lake Operations Director

BRIEF SUMMARY: The 2019 Commercial Boat Permit Model has been prepared to include all 2019 Commercial License Applications that were received. Every request received fit into the Model without exceeding the Model's capacity. The LAB will review this matter at their December 10th meeting and a recommendation will be provided to Council after that meeting.

RECOMMENDED MOTION AND REQUESTED ACTIONS: Will know LAB's recommendation at their meeting on December 10th.

FUNDING SOURCE: n/a

ATTACHMENTS: 2019 Commercial Capacity Model, 2019 Commercial License Applications

STAFF'S COMMENTS AND RECOMMENDATIONS: Will defer to the LAB's recommendation.

IMPORTANT Use Note: Only enter data into blue colored cells

The purpose of this Excel spreadsheet is to calculate the lake impact associated to each commercial application using information from EPA, Corps of Engineer, and 2001 Lake Use Study

Activity	Winter Season		Winter Season		Winter Season		Spr./Fall Season		Spr./Fall Season		Summer Season		Summer Season		Summer Acre-Hour Impact of Typical Boat (full-time)	Capacity Remaining (# of Boats) in Summer
	Winter Season Acre/Hrs Limit	Winter Season Acre/Hrs Used	Winter Season Acre/Hrs Remain	Spr./Fall Season Acre/Hrs Limit	Spr./Fall Season Acre/Hrs Used	Spr./Fall Season Acre/Hrs Remain	Spr./Fall Season Acre/Hrs Limit	Spr./Fall Season Acre/Hrs Used	Spr./Fall Season Acre/Hrs Remain	Summer Season Acre/Hrs Limit	Summer Season Acre/Hrs Used	Summer Season Acre/Hrs Remain	Summer Season Acre/Hrs Limit	Summer Season Acre/Hrs Used		
Towed Water Activities	59,376	0	59,376	45,239	5,491	39,748	44,532	30,954	13,578	44,532	30,954	13,578	44,532	30,954	10,511	1.3
Tours	32,657	0	32,657	24,881	19,968	4,913	25,977	21,672	4,305	25,977	21,672	4,305	25,977	21,672	4,410	1.0
Livery 10 HP or Less	42,971	0	42,971	32,740	6,048	26,692	26,857	6,615	20,242	147,204	145,481	1,723	147,204	145,481	1,985	10.2
Livery Greater than 10 HP	160,316	0	160,316	119,883	83,782	36,102	10,743	4,200	6,543	10,743	4,200	6,543	10,743	4,200	2,940	0.4
Fishing Guide	8,594	504	8,090	9,822	2,304	7,518	5,371	4,631	740	5,371	4,631	740	5,371	4,631	588	1.3
Service	12,891	907	11,984	9,822	1,344	8,478	0	0	0	0	0	0	0	0	706	0.0
Non Motorized	112,905	0	112,905	85,011	47,296	37,715	97,408	74,760	22,648	97,408	74,760	22,648	97,408	74,760	210	108
Totals	429,710	1,411	428,299	327,398	166,233	161,166	358,092	288,313	69,779	358,092	288,313	69,779	358,092	288,313		

2019 Lake Lure - Lake Commercial License Applications

Order of Priority for Boat Approvals (loading the model to fill up capacity)

Assuming that all applicants meet all criteria established for their commercial class, the capacity model will be loaded with boats in the following order:

FIRST: Boats of resident businesses that were approved in the prior year, provided the business remains in good standing with respect to lake operations and adherence to regulations.

SECOND: Additional boats for resident businesses approved in the prior year, provided:
(a) the business has not reached the individual maximums for # of boats (by class)
(b) the business remains in good standing with respect to lake operations and adherence to regulations.
(c) there is capacity remaining for the desired class of commercial boating activity (additional boats ordered by date of business establishment)

THIRD: New applicant resident businesses, provided there is capacity remaining for the desired class of commercial boating activity.
(a) ordered by date established

FOURTH: Out-of-Area businesses
(a) prior year license holders
(b) additional boats for prior year license holders, provided all conditions from SECOND above are met
(c) new out-of-area businesses, ordered by date established

Notes: (1) a business that does not renew a boat for a year loses their priority position if they decide to return to commercial operations in succeeding years. They will be considered a new business.
(2) a business that transfers owners and does not miss a year of commercial licensing will retain their priority position
(3) *** Applicants that failed to submit application on or before November 1st Resulting in loss of seniority

Individual Business Maximums:									
4	2	2	2	2	2	7*	10	*over 10hp	
								Exceeds Max	
1	1	1	1	1	1	2	1	10	

	Concession Agreements									# of Boats on Application						Does Applicant Meet Marine Commission Criterion For Commercial License?																			
Priority Order	Company Name	Primary Business	Physical Address	Contact Name	First License Year (resets on break)	Date Established	Commercial Classification's and Boat Activity Type	Livery Less 10hp	Livery 10 +	Tours	Towed Activities	Fishing	Service	Total Motorized	Non-Motorized	Resident Local Business?	Max Permits Per Owner Not Exceeded?	Zoning OK for Mooring?	Lodging Requirements Met?	Sufficient Marine Liability Insurance?	Operator Certification Requirements Met?	Need Registration	Has taken class by the Town to be Licensed	Total Acre-Hour Impact For Year	Late application \$100 fee	Application fee \$45.00 Plus permit 2018									
Lake Lure Businesses Licensed in Prior Year (oldest operating businesses first unless late or missed renewal) Motorized/Non-Motorized.																Requirements are based on Commercial Classification (s) of Business																			
M1	Lake Lure Tours, Inc.	Tours	Town Marina	Martha Clark	2005	1994 (first in list due to town concession)	Tour Boats - Tours (4 boats) Livery - Livery+10hp (4 boats)	2	4	4				10	25	Yes	per concession agreement with Town	Yes Town Marina	Yes (none allowed)	Yes	Yes	Yes	Yes	Yes	134,525		\$19,545.00								
M2	Camp Lurecrest Ministries, Inc.	Summer Camp	207 Charlotte Drive	David Butts	2005	1948	Camps - Towing (2 boat)				2		1	3	10	Yes	Yes	Yes 207 Charlotte Drive	Yes	Yes	Yes	Yes	N/A	15,390		\$4,545.00									
M3	Rumbling Bald Resort, Inc.	Resort	112 Mountains Blvd	Cary Martin/ James Cain	2005	1977	Resort - Tours (2 boats) Resort - Livery+10hp (3 boats)	3	2				1	6	40	Yes	per concession agreement with Town	Yes Rumbling Bald Resort marina	Yes	Yes	Yes	Yes	Yes	68,380		\$13,045.00									
M4	Lake Country Vacation Rentals	Livery	2992 Memorial Hwy	Carole McKay	2005	1991	Livery - Livery+10hp (4 boats)		4					4	3	Yes	Yes	Maximum of 3 boats at 2992 Memorial Hwy. Others must be trailered.	Yes (none allowed)	NEED	N/A	Yes	N/A	20,957		\$6,345.00									
M5	Lake Lure Adventure Company	Ski School	470 Memorial Hwy	Mark Helms	2005	1999	Livery - Livery+10hp (5 boats) Ski School - Towing (2 boats)	4			2		1	7	10	Yes	Yes (at maximum of 4 livery)	Maximum of 3 boats at 470 Memorial Hwy. Others must moor at Dam Marina	Yes (none allowed)	Yes	Yes	NEED	Yes	64,640		\$10,545.00									
M6	Tom and Jenny Cox "Ledford's Landing"	House Rental	174 Elk wood Drive	Tom Cox	2005	2002	Livery - Livery+10hp	1						1	6	Yes	Yes	not applicable	Yes	Yes	not applicable	Yes	N/A	6,967		\$2,145.00									
M7	Tim Fisk - Rental	House Rental	132 Tanner Drive	Tim Fisk	2005	2004	Livery - Livery+10hp	1						1	6	Yes	Yes	not applicable	Yes	Yes	not applicable	NEED	N/A	4,262		\$2,145.00									
M8	Two Scotch By The Lake, LLC "Pawley's Place"	House Rental	191 Garner Drive	Andrew Johnson (Tom McKay)	2005	2005	Livery - Livery+10hp	1						1	3	Yes	Yes	not applicable	Yes	Yes	not applicable	Yes	N/A	6,029		\$1,845.00									
M9	Freeman Stone Masonry	Service	Dam Marina	Jay Freeman	2005	1998	Service						1	1	0	No	Yes	Yes Dam Marina	Yes (none allowed)	Yes	Yes	NEED	N/A	322		\$545.00									
M10	The Grand Daddy Fly Fishing Experience	Fishing Guide	5531 US 74/64A Lake Lure	Michael Yelton	2006	2005	Fishing Guides					1		1	0	Yes	Yes	Yes Dam Marina	Yes (none allowed)	Yes	Yes	Yes	N/A	1,224		\$545.00									
M11	Paul and Paula Heinauer "Bedford Falls"	House Rental	114 Hemingway	Paul and Paula Heinauer (Tom McKay)	2006	2006	Livery - Livery+10hp	1						1	1	Yes	Yes	not applicable	YES	NEED	not applicable	Yes	N/A	5,045		\$1,645.00									
M12	Marathon Builders	Service	Town Marina	Jonathan Hinkle	2011	2000	Service						2	2	0	Yes	Yes	Yes Town Marina	Yes	Yes	not applicable	Yes	N/A	1,046		\$1,045.00									
M13	Lake Mtn. Properties Maintenance	Livery	2992 Memorial Hwy	Bill McKay	2012	2012	Livery - Livery+10hp		2					2	0	Yes	Yes	Yes	Yes	Yes	not applicable	Yes	N/A	9,106		\$3,045.00									
M14	Ed Lee	Livery Rental	Rumbling Bald Marina	Ed Lee	2013	2012	Livery - Livery+10hp		2					2	0	Yes	Yes	Yes	Yes	Yes	not applicable	Yes	N/A	9,106		\$3,045.00									
M15	David Soule Kelly (Soul Haven)	House Rental	413 Holmes Road	David Kelly	2008	2008	Livery - Livery+10hp		1					1	5	Yes	Yes	Yes	Yes	Yes	not applicable	Yes	N/A	4,578		\$2,045.00									
M16	Steve Kriete (Lake Lure Fishing Excursion)	Fishing Guide	2010 Turtle Dove Way Lawrenceville, GA	Steve Kriete	2015	2014	Fishing Guides					1		1	0	No	Yes	not applicable	Yes (none allowed)	Yes	Yes	Yes	N/A	2,064		\$545.00									

"It is the intent of the Marine Commission to limit lake commercial licenses to those business entities which are principally located in the corporate town limits of the Town of Lake Lure. If approved, non-resident commercial business licensees will be allocated one motorized boat permit."

Concession Agreements									# of Boats on Application						Does Applicant Meet Marine Commission Criterion For Commercial License?																
Priority Order	Company Name	Primary Business	Physical Address	Contact Name	First License Year (resets on break)	Date Established	Commercial Classification(s) and Boat Activity Type	Livery Less 10hp	Livery 10 +	Tours	Fishing Activities	Service	Total Motorized	Non-Motorized	Resident Local Business?	Max Permits Per Owner Not Exceeded?	Zoning OK for Mooring?	Lodging Requirements Met?	Sufficient Marine Liability Insurance?	Operator Certification Requirements Met?	Need Registration	Has taken class by the Town to be Licensed	Total Acre-Hour Impact For Year	Late application \$100 fee	Application fee \$45.00 Plus permit 2018						
M17	K Enterprises	Service	Town Marina	Eric Kunath	2009	1988	Service					2	2	0	Yes	Yes	Yes Town Marina	Yes (none allowed)	Yes	Yes	Yes	N/A	821		\$1,045.00						
M18	Banjoe Reality	House Livery	178 Mark Twain	Bruce Ikelheimer	2017	2017	Livery +10		1				1	3	Yes	Yes	Yes	Yes	Yes	N/A	Yes	N/A	4,903		\$1,845.00						
M19	Neil & Kathy Gurney	House Livery	174 Havnaers Pt.	Neil Gurney	2018	2017	Livery +10		1				1	0	Yes	Yes	Yes	Yes	Yes	N/A	Yes	N/A	2,940		\$1,545.00						
M20	Joan Koone	House Livery	117 Moffitt Rd.	Joan Koone	2018	2017	Livery +10		2				2	0	Yes	Yes	Yes	Yes	Yes	N/A	Yes	N/A	9,106		\$3,045.00						
M21	Decked Out John Dunbar	House Livery	187 Garner Dr.	Melissa Messer	2018		Livery +10		1				1	2	Yes	Yes	Yes	Yes	Yes	N/A	Yes	N/A	5,537		\$1,745.00						
M22	Waters Edge Richard and Catherine Lindsay	House Livery	348 Charlotte Dr.	Melissa Messer	2018		Livery +10		1				1	3	Yes	Yes	Yes	Yes	Yes	N/A	Yes	N/A	6,029		\$1,845.00						
M23	Byron Marsh Lake Dog Properties	House Livery	201 Havnaers Pt.	Byron Marsh	2018	2018	Livery +10		1				1	3	Yes	Yes	Yes	Yes	Need	N/A	Yes	N/A	6,029		\$1,845.00						
M24	John Garce	Livery	286 Homestead Dr.	John Garce	2019	2019	Livery + 10		1				1	3	Yes	Yes	Yes	Yes	Yes	N/A	Yes	N/A	6,029		\$1,845.00						
M25	Carolina Properties	Livery	2483 Memorial Hwy	Kevin Everhart	2019	2019	Livery + 10		1				1	3	Yes	Yes	Yes	Yes	Yes	N/A	Yes	N/A	6,029		\$1,845.00						
M26	Lakeside Mannor	Livery	339 Charlotte Dr.	Jim Robinson	2019	2019	Livery + 10		1				1		Yes	Yes	not applicable	Yes	Yes	not applicable	Yes	N/A	4,553		\$1,545.00						
M27	Spring House Retreat	Livery	278 Charlotte Dr.	Cathy Crowley	2019	2019	Livery+10		1				1		Yes	Yes	not applicable	Yes	Yes	not applicable	Yes	N/A	4,553		\$1,545.00						
M28	Kenneth Appling	House Rental	#7 Dogwood (Fairfield)	Hazel Appling	2010	2000	Livery - Livery+10hp		1				1	2	Yes	Yes	not applicable	Yes	Yes	not applicable	Yes	N/A	3,874	\$100.00	\$1,845.00						
M29	John Moore	House Rental	138 Lake Ridge Road	John Moore	2008	2008	Livery - Livery+10hp		1				1	5	Yes	Yes	not applicable	Yes	Yes	not applicable	Yes	N/A	7,013	\$100.00	\$2,145.00						
Lake Lure Businesses Licensed in Prior Year (oldest operating businesses first unless missed or late renewal) <i>Non-Motorized Only</i>																															
NM30	Fire Fly Cove (POA)	POA	Firefly Cove	Bob Cameron	2008	1994	Livery - non motorized						0	5	Yes	Yes	not applicable	N/A	not applicable (no motorized)	not applicable	N/A	N/A	1,840		\$545.00						
NM31	Carol Mandy	House Rental	236 Thomas Dr.	Carol Mandy	2011	2007	Livery Non-motorized						0	4	Yes	Yes	Yes	Yes	not applicable (no motorized)	not applicable	N/A	N/A	1,232		\$445.00						
NM32	Snug Harbor Retreat	House Rental	180 Snug Harbor Cr.	Kathryn Morgan	2011	2010	Livery - non-motorized						0	2	Yes	Yes	Yes	Yes	not applicable (no motorized)	not applicable	N/A	N/A	616		\$245.00						
NM33	LouBee Lure	House Rental	146 Yacht Island Drive	Martha Jones	2008	2008	Livery - non motorized						0	2	Yes	Yes	Yes	Yes	not applicable (no motorized)	not applicable	N/A	N/A	360		\$245.00						
NM34	Randy/Beth Dillon (Camp View Cabin)	Livery	172 View Trail	Randy/Beth Dillon	2015	2014	Livery - non-motorized						0	2	Yes	Yes	Yes	Yes	not applicable (no motorized)	not applicable	N/A	N/A	360		\$245.00						
NM35	Patricia Edwards	Livery	2311 Buffalo Shoals Rd	Patricia Edwards	2015	2014	Livery - non-motorized						0	4	Yes	Yes	Yes	Yes	not applicable (no motorized)	not applicable	N/A	N/A	720		\$445.00						
NM36	Pine Gables Cottages	House Rental	328 Boys Camp Rd	Jim Proctor	2007	1946	Livery - non motorized						0	5	Yes	Yes	Yes	Yes	not applicable (no motorized)	not applicable	N/A	N/A	2,460		\$545.00						
NM37	Four Angels	House Rental	117 Neighborly	Gregorie Shay	2016																										

2019 Lake Lure - Lake Commercial License Applications

Concession Agreements								# of Boats on Application							Does Applicant Meet Marine Commission Criterion For Commercial License?														
Priority Order	Company Name	Primary Business	Physical Address	Contact Name	First License Year (resets on break)	Date Established	Commercial Classification's) and Boat Activity Type	Livery Less 10hp	Livery 10 +	Tours	Towed Activities	Fishing	Service	Total Motorized	Non-Motorized	Resident Local Business?	Max Permits Per Owner Not Exceeded?	Zoning OK for Mooring?	Lodging Requirements Met?	Sufficient Marine Liability Insurance?	Operator Certification Requirements Met?	Need Registration	Has taken class by the Town to be Licensed	Total Acre-Hour Impact For Year	Late application \$100 fee	Application fee \$45.00 Plus permit 2018			
NM47	Bellmark Properties	House Rental	132 Falls View Trail	Carolina Properties	2014	2002	Livery Non Motorized							0	1	Yes	Yes	N/A	Yes	not applicable (no motorized)	not applicable	N/A	N/A	368	\$100.00	\$245.00			
NM48	Beth Foster	House Rental	187 Wilderness	Carolina Properties	2017	2017	Livery Non Motorized							0	1	Yes	Yes	N/A	Yes	not applicable (no motorized)	not applicable	N/A	N/A	368	\$100.00	\$245.00			
NM49	Distinctive Mountain lodging	House Rental			2019	2019	Livery Non Motorized								4	Yes	Yes	N/A	Yes	not applicable (no motorized)	not applicable (no motorized)	N/A	N/A	1,472	\$100.00	\$545.00			
NM50	British Enterprises Inc. (Acorn Cabins)	Resort Lodging	122 Harris Rd.	Martyn Watts	2005	1999	Resort							0	3	Yes	Yes	5 Holmes Road is R-	Yes	N/A	N/A	Yes	N/A	1,104	\$100.00	\$445.00			
Out-of-Area B	Out of area Businesses																												
OB51	Rob's Guide Service	Fishing Guide	5541 S. Wilson Hill Rd Mill Spring	Robert McComas	2005	2002	Fishing Guides					1		1	0	No	Yes	Yes (trailerred)	Yes (none allowed)	Yes	Yes	Yes	N/A	3,720		\$545.00			
OB52	Barry Capps Marine Service	Service	Hendersonville	Barry Capps	2013	2013	Service						1	1	0	No	Yes	Yes	Yes (none allowed)	Yes	Yes	Yes	N/A	160		\$545.00			
OB53	Brad Peters (Lake Lure Marine)	Service	5911 US 64/74 Lake Lure, NC	Brad Peters	2015	2014	Service						1	1	0	No	Yes	not applicable	Yes (none allowed)	Yes	Yes	Yes	N/A	506		\$545.00			
OB54	Andrew Stephenson Pottery	Livery	121 Middle Oaks Dr. Rutherfordton	Andrew	2016	2016	Livery		1					1	0	No	Yes	Yes	Yes (none allowed)	Yes	Yes	Yes	N/A	3,965		\$1,545.00			
OB55	Wai Mauna, SUP Tours	Livery	30 Westgate Pkwy #103 Asheville, NC	Kyle Ellison	2015	2017	Livery							0	8	No	Yes	N/A	Yes (none allowed)	N/A	N/A	N/A	N/A	3,456		\$845.00			
OB56	Marvie Alexander	Livery	561 N. Main Rutherfordton	Marvie Alexander	2017	2017	Livery +10		1					1	0	No	Yes	N/A	N/A	Yes	N/A	Yes	N/A	2,240		\$1,545.00			
OB57	Lewis No Clark Expeditions	Fishing Guide	207 Lewis Rd. Rutherfordton	Michael Lewis	2005	2000	Fishing Guides					1		1	0	No	Yes	Yes(trailerred)	Yes(none allowed)	Yes	Yes	Yes	N/A	2,028	\$100.00	\$645.00			
OB58	Jason Rice (set the hook fishing)	Fishing Guide	16 Swain Rd. Swananoah, NC	Jason Rice	2015	2014	Fishing Guides					1		1	0	No	Yes	not applicable	Yes (none allowed)	Yes	Yes	Yes	N/A	2,952	\$100.00	\$645.00			
Totals							Totals 2019	2	39	6	4	5	10	66	199											Total acre-hours	460,440	\$1,000	\$110,510.00
							Totals 2018	0	35	7	5	5	10	62	217													Total Revenue for 2019	\$110,510.00
								Livery Less 10hp	Livery 10 +	Tours	Towed Activities	Fishing	Service	Total Motorized	Non-Motorized													Total Revenue for 2018	\$105,630
M19	Tara Thomas Sheehan	House Rental	1104 Memorial Highway	Tara Thomas Sheehan	2015	2015	Livery - Livery+10 Hp	1						1	3	Yes	Yes	Yes	Yes	Yes	Yes	Yes	N/A	7157		1845			
M21	Lake Lure Lodge	Resort	361 Charlotte Dr.	Mark Windfeldt	2016	2000	Resort Tour			1				1	9	Yes	Yes	Yes	Yes	Yes	NEED	Yes	N/A	7296		2945			
M28	Dan Breneman	Livery		Dan Breneman	2018	2018	Livery +10	1	2					3	1	Yes	Yes	not applicable	not applicable	Need	N/A	Need	N/A	13121	100	5145			
NM32	Roger Rusnak	House Rental	117 Havnaer's Point	Roger Rusnak	2007	2006	Livery - non motorized							0	2	Yes	Yes	Yes	Yes	pplicable(no motoriz	not applicable	N/A	N/A	736		245			
NM34	Lake Lure Dragon Boat Racing	Event	2992 Memorial Hwy	Tom McKay	2008	2008	Livery - non motorized							0	4	Yes	Yes	not applicable	Yes	pplicable(no motoriz	not applicable	N/A	N/A	30		445			
NM35	Max's Lakeside Cabin	House Rental	134 Neighborly Dr.	Alice Sebrell	2010	2007	Livery - non-motorized							0	1	Yes	Yes	Yes	Yes	pplicable(no motoriz	not applicable	N/A	N/A	492		145			
NM42	Davis-Schwartz, LLC	House Rental	331 North Shore Drive	Jeff Schwartz	2007	2006	Livery - non motorized							0	3	Yes	Yes	Yes	Yes	pplicable(no motoriz	not applicable	N/A	N/A	924		345			
NM49	Steve Hardigree	House Rental	222 Ridge Rd.	Carolina Properties	2017	2017	Livery Non Motorized							0	3	Yes	Yes	N/A	Yes	pplicable(no motoriz	not applicable	N/A	N/A	1104		345			
NM51	Robert Bourne	House Rental	176 Quail cove Rd.	Tracy McGlohon	2018	2018	Livery Non Motorized								2	Yes	Yes	N/A	Yes	pplicable(no motoriz	not applicable	N/A	N/A	1736	100	345			

LAKE LURE MARINE COMMISSION
REQUEST FOR BOARD ACTION
Meeting Date: December 11, 2018

SUBJECT: Non-Motorized Vessel Stickers

AGENDA INFORMATION:

Agenda Location: New Business
Item Number: D
Department: Lake Operations
Contact: Dean Givens, Lake Operations Director
Presenter: Dean Givens, Lake Operations Director

BRIEF SUMMARY: The LAB will discuss and review non-motorized vessel stickers for use on non-motorized vessels at their December 10th meeting and a recommendation will be provided to Council after that meeting.

RECOMMENDED MOTION AND REQUESTED ACTIONS: Will know LAB's recommendation at their meeting on December 10th.

FUNDING SOURCE: Lake Supplies and Materials

ATTACHMENTS: Non-Motorized Vessel Sticker Prototypes

STAFF'S COMMENTS AND RECOMMENDATIONS: Will defer to the LAB's recommendation.



NON-MOTORIZED VESSELS

1. All Passengers must have Coast Guard approved PFD. Under 13 MUST wear PFD.
2. All non-motorized vessels must stay in the No-Wake area of the lake except to cross a channel at a 90 degree angle.
3. All non-motorized vessels must be permitted.
4. Fines range from \$50.00 – \$125.00

(For a complete set of rules, see the Lake Use Regulations)



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2. All non-motorized vessels must stay in the No-Wake area of the lake except to cross a channel at a 90 degree angle.
3. Fines range from \$50.00 – \$125.00

**NO WAKE AREA=
Within 75 feet of shore and all coves**

(For a complete set of rules, see the Lake Use Regulations)

