



**Lake Lure Lake Advisory Board**  
**Regular Meeting**  
**January 6, 2020**

**Call to Order**

Chairman Mark Helms called to order the January 6, 2020 Meeting of the Lake Advisory Board at 3:30 p.m. at the Lake Lure Town Hall.

**Roll Call**

***Board Members present:***

Mr. Mark Helms, Chairman  
Mr. Gary Hasenfus  
Mr. Gary Johnson

Mr. Michael Yelton, Vice Chairman  
Mr. Bill Ashman  
Ms. Sonya Ledford

***Town Council Members present:***

Councilman John Kilby

***Other Members Present:***

Mr. Dean Givens - Parks, Recreation & Lake Director

***Absent:***

Mr. David Lusk

**APPROVAL OF AGENDA**

The Agenda for the January 6, 2020 Board Meeting was reviewed. **Mr. Hasenfus made a motion to approve the Agenda as written. Mr. Johnson seconded the motion and all members were in favor.**

**APPROVAL OF MINUTES**

The Minutes for the November 4, 2019 Board Meeting were reviewed. **Mr. Johnson made a motion to approve the minutes as written. Mr. Hasenfus seconded the motion and all members were in favor.**

**Special Topic Discussions**

**Board Chairman and Vice Chairman Motion**

***Mr. Johnson made a motion to elect Mr. Mark Helms as the Board Chairman and Mr. Michael Yelton as Vice Chairman. Mr. Hasenfus seconded the motion and all were in favor.***

Mr. Helms mentioned the new appointment of Mr. David Lusk who was approved by the Town Council to fill the vacancy in the Lake Advisory Board.

#### **Presentation of the 2020 Commercial Boat Model – Mr. Dean Givens**

Mr. Givens reviewed the charts titled 2020 Lake Lure – Lake Commercial License Applications with the Board. The Board Members took time to review the detailed charts that Mr. Givens had prepared. The Board discussed their review. Mr. Givens presented seven (7) Applications that did not fall into the criteria of the Lake Use Regulations and therefore were recommended for denial of permit. Staff and LAB Recommendations were listed on each Application that was recommended by Mr. Givens to deny, as well as the Lake Use Regulation with Definition that would be violated if permit(s) was approved. The Board reviewed all seven (7) applications recommended for denial and discussed them with Mr. Givens.

Mr. Ashman stated that Mr. Givens and the committee had done an excellent job and been very thorough on maintaining the Lake Model. Mr. Hasenfus felt that the committee worked very hard keeping in mind what was fair and best for the Lake. Mr. Givens mentioned that the committee kept that goal overall of what was the best for the Lake. There was further discussion.

Mr. Helms asked if there were any further questions before a motion to approve the 2020 Commercial Boat Model.

***Mr. Johnson made a Motion to approve and recommend to the Marine Commission the 2020 Commercial Boat Model and to recommend to not approve the seven (7) applications as presented by Mr. Givens. The Motion was seconded by Mr. Hasenfus.***

There was discussion that followed. Mr. Yelton inquired what the difference was from previous years to now in reference to the applications that were denied. Mr. Givens stated that the Model was full. Commissioner Kilby stated that the difference is that there is now actual enforcement of the Model and he mentioned how important it has got to be for the future of the Lake to hold true to the Model. There was further discussion by the Board. Mr. Helms stated that using the Model for many years it got to a point that it was completely full, so full that actually lake front property owners could not get permits. It was explained that the committee studied the Model and re-categorized in an effect to clearly have the Model work best for the Lake. Mr. Givens agreed that it was the Lake Advisory Board's responsibility to hold to the Model.

***A Vote was taken. There were five (5) in favor and one (1) Mr. Yelton who voted against the Motion. The Motion passed.***

#### **Tour Boat Operations**

Mr. Helms distributed to the Board a reply from Lake Lure Tours, Inc. in regards to the September Board Meeting wherein Ms. Kathy Tanner (a spokesperson for a group of citizens who live on the lake) citing inconsistent behaviors and rules broken by tour boats which infringe on privacy and properties. The Board reviewed the Lake Lure Tours letter that listed each item that was mentioned in Ms. Tanner's presentation, as well as Lake Lure Tours' response. There was discussion from the Board regarding the response and the Board felt that the only issue that would be difficult to measure,

therefore difficult to correct, was the 1800 rpm. It was suggest to remove the wording. There was also discussion to redefine wake areas, and that powering down going into the wake area could actually cause a greater wake, as well as powering up to go out. There was discussion regarding entering in and leaving wake areas. Commissioner Kilby stated that these problems are not new issues and are not generalized or targeted to one or any select group. He stated that these complaints have been voiced by citizens for 25 years that he knows of and every time things get discussed and Lake Lure Tours has always looked for solutions. The Board discussed Lake Lure Tours reply and was satisfied and that no further action needed to be taken. Mr. Helms stated he would send a copy of Lake Lure Tours' letter to Mrs. Tanner.

### **Request for Concession**

Mr. Givens reviewed Lure Racing & Rowing Concession Agreement dated December 2019. The Board discussed that while they were in support of the groups desire to come to Lake Lure, there were several items that needed to be address with the agreement. The Board felt that a lease term of prime land to house their boats for 25 years was not agreeable. There was concern about the exclusivity the group wanted with any organized/team rowing activities on Lake Lure as well as, if the Town would be willing to stop all boating activity while regattas/races took place. There was continued discussion. Mr. Givens stated he would go back to the Wade and Leslie to relay the Board's concerns as well as the support the Board wants to give them. Mr. Jim Walters, Park and Recreation Board Chairman, offered for his Board and the LAB to work together on the Lure Racing & Rowing Concession Agreement. After continued discussion it was decided that both the Park and Recreation Board and the Lake Advisory Board would form a sub-committee to work with the rowing group. Mr. Givens stated that he would head this sub-committee and help both Boards with this process and let the rowing group know of the progress. He asked for a total of three from each Board. Mr. Givens stated he would get with the concessionaires to let them know the plans. Commissioner Kilby suggested inviting Mr. Brad Burton with Community Development. Mr. Givens agreed.

### **2020 Boat & Car Show**

Ms. Ledford informed the Board that the Boat & Car show that was held last year has requested to come to Lake Lure again on May 15<sup>th</sup> & 16<sup>th</sup>. Mr. Givens was in favor of the show but also mentioned that there was a chance that construction on the Boardwalk may still be ongoing. There was discussion on whether this would impede anything with the show and Mr. Givens felt that it shouldn't but it would be good to let them know. Mr. George Wittmer with Lake Lure Tours filled the Board in with the features of the Boat & Car show and what they bring to Lake Lure. Mr. Ashman who has worked with the group was excited that they were continuing to come to Lake Lure. Mr. Wittmer mentioned that the group originally started in Lake Lure many years ago and he was very happy that they were wanting to continue bringing it back to Lake Lure. Commissioner David DiOrio who was in the audience mentioned to Mr. Givens the importance of not delaying any construction or impeding any work with the shows functions. Mr. Givens agreed and stated he would make sure of the plans.

***A Motion was made by Mr. Ashman to permit the Boat & Car Show to hold their show on May 15<sup>th</sup> and 16<sup>th</sup> and to waive any boating permits needed. Mr. Johnson seconded the motion and all were in favor.***

## **LAB Presentation and Discussion**

### **Report from Lake Operations – Dean Givens**

Mr. Givens presented his report to the Board. Mr. Hasenfus asked about dredging in the river and Mr. Givens stated that it not be possible at this time due to the water levels and that mechanical dredging would not be possible due to a process that needed to be done. There was a brief discussion regarding the dredging work.

### **Report from Council Liaison – Commissioner John Kilby**

Commissioner Kilby addressed those in the audience who were a part of the seven (7) applications that were denied for permits. He mentioned that these violations should have been caught before and encouraged anyone desiring to start a commercial operation on the Lake to be sure to come to Town Hall first to find out all what is required.

Commissioner Kilby brought the Board up to date on the Dam and mentioned the Penstock was completed today. He discussed the new hoist and getting the generator up and running and it was all a process that was ongoing. Mr. Givens mentioned that as soon as possible the Lake will be brought up to 6ft down mark, then on February 10<sup>th</sup>, it will be brought from the 6ft down mark to full pond. There was a brief discussion on the progress of the dam work as well an Arial Survey being done on the shoreline since the Lake is down. This survey will be beneficial with the sewer planning. Commissioner Kilby also mentioned the recent Budget Planning Workshop.

### **Fishery & Ecosystem – Gary Hasenfus**

Mr. Hasenfus mentioned that there was a lack of Christmas trees and he was concerned about the reef may not be built. He was going to visit Polk County Recycling to see if they had any. There was a discussion of other material to build the reef, however Mr. Hasenfus mentioned that the trees worked best. It was mentioned that Rumbling Bald may be able to help them gather trees next Christmas to assist with the continued plan to build the reefs.

### **Lake Structures – Gary Johnson**

Mr. Johnson stated there was nothing new.

### **Emergency Preparedness & Response –**

There was no discussion regarding this topic.

### **Dredging & Watershed Stabilization – Michael Yelton**

Mr. Yelton stated he was satisfied with the previous dredging discussion

### **Water Quality – Bill Ashman**

Mr. Ashman stated there was nothing new.

### **Regulations & Law Enforcement – Sonya Ledford**

Ms. Ledford stated there was nothing new.

## **Public Forum**

Mr. Andrew Stephenson of 121 Middle Oaks Dr. Rutherfordton, NC 28139, who was one of the seven (7) applicants that were denied commercial permits, spoke to the Board and inquired exactly what reasons the Board had to reject the application. Mr. Givens went over Mr. Stephenson's application with him and read which regulations he would be in violation of. Mr. Stephenson discussed other options at which time Mr. Givens mentioned those would not apply to him. Mr. Givens reviewed all rules with Mr. Stephenson. Mr. Givens explained the Lake Model and the purpose for its use. Mr. Stephenson felt that sticking to these regulations would drive people away from Lake Lure. Mr. Givens mentioned the other many options for visitors to access boats to use while they're visiting. Mr. Stephenson stated he appreciated Mr. Givens explanation and thanked Mr. Givens.

### **Adjournment**


Mr. Hasenfus made a motion to adjourn the Meeting of the Lake Advisory Board at 5:13 p.m. Mr. Ashman 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 February 3, 2020 at 3:30 p.m.

ATTEST:

  
Mark Helms, Chairman

  
Kat Canant, Board Clerk