

**JOINT RESOLUTION BY THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS TO
RECONSTITUTE THE LAKE NORMAN MARINE COMMISSION ("COMMISSION")
PURSUANT TO ARTICLE 6B OF CHAPTER 77 OF THE NORTH CAROLINA GENERAL
STATUTES**

WHEREAS, Lake Norman, a major regional body of water and economic, recreational, and environmental resource, lies partially within the jurisdictional boundaries of Catawba County, Iredell County, Lincoln County and Mecklenburg County in North Carolina; and

WHEREAS, the North Carolina General Assembly enacted Chapter 1089 of the 1969 Session Laws (the "Act"), to authorize the Counties of Catawba, Iredell, Lincoln and Mecklenburg to adopt joint resolutions to establish "The Lake Norman Marine Commission;" and

WHEREAS, Catawba County previously adopted a "Joint Resolution Regarding Lake Norman Territorial Jurisdiction" (No. 2015-05) dated the 6th day of April 2015 which established the authority for the enforcement of laws over all of Lake Norman, and its shoreline to any and all law enforcement officers having jurisdiction over any part of Lake Norman or its shoreline, and

WHEREAS, in 2015, Iredell, Mecklenburg and Lincoln Counties adopted the same Joint Resolution as Catawba ; and

WHEREAS, the Lake Norman Marine Commission operated continuously since its establishment, until pursuant to the Act, the Lincoln County Board of Commissioners withdrew its joint resolution, which effectively dissolved the Commission, effective, June 30, 2025, and

WHEREAS, the North Carolina General Assembly, through Article 6B of Chapter 77 of the General Statutes (Session Law 2025-67), has authorized the reconstitution of the Lake Norman Marine Commission (the "Commission") to oversee all matters of public recreation, including but not limited to, boating and water safety, aquatic vegetation control, and shoreline protection; and

WHEREAS, Mecklenburg County is an eligible participating local government pursuant to N.C.G.S. § 77-89.1(a); and

WHEREAS, N.C.G.S. § 77-89.2 requires that three (3) or more eligible local governments adopt substantially identical joint resolutions to formally reconstitute the Commission to ensure the coordinated governance applicable to Lake Norman and its shoreline area; and

WHEREAS, N.C.G.S. § 77-89.10 provides that upon a joint resolution, all law enforcement officers with territorial jurisdiction as to any part of Lake Norman or its shoreline area, within the limitations of their subject matter jurisdiction, shall have the authority of peace officers in enforcing the laws over all of Lake Norman and its shoreline, including any applicable ordinances or regulations adopted by local governments; and

WHEREAS, the Mecklenburg County Board of Commissioners finds it in the best interest of Mecklenburg County to participate in this joint effort to promote coordinated governance, resource protection, and responsible public use of Lake Norman; and

WHEREAS, similar joint resolutions are being adopted by Catawba, Iredell, and Lincoln Counties to reconstitute the Commission.

NOW, THEREFORE, BE IT RESOLVED: by the Board of County Commissioners of Mecklenburg County, North Carolina, as follows:

Section 1. Participation in Reconstitution

Mecklenburg County hereby joins in this joint resolution to reconstitute the Lake Norman Marine Commission pursuant to Article 6B of Chapter 77 of the North Carolina General Statutes. Upon the Executive Director of the Wildlife Resources Commission certifying that three (3) or more eligible local governments have adopted substantially identical resolutions, the Commission shall be reconstituted and begin operating pursuant to Article 6B.

Section 2. Appointment of Commissioners

In accordance with N.C.G.S. § 77-89.3, Mecklenburg County shall appoint two (2) members to the Commission, who:

- Shall be a full-time resident of Mecklenburg County for at least nine (9) months each year;
- Shall serve a five (5)-year term, unless otherwise specified to stagger initial terms;
- Shall meet the ethical requirements and conflict-of-interest standards of N.C.G.S. § 77-89.3(f); and
- May be removed for cause under N.C.G.S. § 143B-13.

Section 3. Financial Contribution

Mecklenburg County shall contribute annually its equal share of financial support to the Commission, as required by N.C.G.S. § 77-89.6(f), or as otherwise agreed by the participating local governments under N.C.G.S. § 77-89.6(e). Contributions may be made from tax or non-tax sources.

Section 4. Filing and Certification

A certified copy of this Resolution shall be transmitted to the Executive Director of the Wildlife Resources Commission. Upon receipt of substantially identical resolutions from at least two (2) other eligible local governments, the Executive Director shall certify the joint resolution in accordance with N.C.G.S. § 77-89.7.

Copies of this Resolution shall also be filed with:

- The Secretary of State;
- The Secretary of the Department of Environmental Quality;
- The Secretary of the Department of Commerce;
- The Clerk of Superior Court of Mecklenburg County;
- The clerk to the board of each of the participating local governments;
- The General Manager of Water Strategy for the federal licensee of the Catawba-Wateree Hydro Project (FERC No. 2232); and
- A news outlet serving the four-county Lake Norman region.

Section 5. Enforcement

All law enforcement officers with territorial jurisdiction as to any part of Lake Norman or its shoreline area shall, within the limitations of their subject matter jurisdiction, continue to have the authority of peace officers in enforcing the laws over all of Lake Norman and its shoreline area pursuant to N.C.G.S. § 77-89.10 and as previously adopted by Catawba County Joint Resolution No. 2015-05 and No. 2025-18.

Section 6. Effective Date

This Resolution shall become effective upon the Executive Director's certification under N.C.G.S. § 77-89.7 that substantially identical resolutions have been adopted by at least three (3) eligible

local governments. The Commission shall be reconstituted, and its initial appointments become effective seven (7) calendar days following such certification, as provided in Section 5.4 of Session Law 2025-67.

Adopted this the ____ day of _____, 2025.

Mark D. Jerrell, Chair
Mecklenburg County Board of Commissioners

Approved as to Form

County Attorney

Clerk to the Board