

**MINUTES
HARBOR MANAGEMENT COMMISSION
REGULAR MEETING**

WATERFORD POLICE DEPARTMENT

October 13, 2016

5:00 p.m.

Present: Commissioners Jane Adams, Robert DeRosa, Robert Dutton, Philip Fine, and James Hamsher; Police Lieutenant David Burton, Harbor Master; and Richard Miller, Deputy Harbor Master

Absent: Commissioner Carlton Saari

1. Call to Order, Pledge of Allegiance

The meeting was called to order by the Chair, Ms. Adams, at 5:00 p.m. and the Pledge of Allegiance was recited.

2. Minutes of the September 8, 2016 Regular Meeting

A motion was made by Mr. DeRosa, seconded by Mr. Dutton and unanimously voted to approve the minutes of the September 8, 2016 meeting as presented.

A motion was made by Mr. Fine, seconded by Mr. Hamsher and unanimously voted to address Item 6 on the agenda at this time. For the purposes of these minutes, agenda items will remain in chronological order.

At the conclusion of discussion regarding Item 6, a motion was made by Mr. Dutton, seconded by Mr. Fine and unanimously voted to address Item 8 b. on the agenda, in order to briefly consult with an expert in the field of dredging, Mr. Nielsen. For the purposes of these minutes, agenda items will remain in chronological order.

3. Correspondence

The following items were received and reviewed by the Commission:

- a. 09/13/16 Board of Selectmen's minutes, indicating the reappointment of Harbor Management Commission members Robert Dutton and Carlton Saari for three year terms (02/18/16 through 02/17/19)

4. Shellfish Commission Liaison

Mr. Miller reported that shellfishing is currently closed due to recent rainfall but will re-open as soon as possible. Waterford Shellfish was disappointed with their re-stock results. WELSCO voted to open scalloping from December 3, 2016 through January 31, 2017.

5. Harbor Master

a. 1998 Parker Boat

Harbor Master Burton stated that the sale of the boat is complete and a letter from the Chairperson of WHMC to the Board of Selectmen, requesting that funds from the sale of the boat be moved from the general fund to the Harbor Management Fund, would be appropriate at this time.

b. Shoaling concerns in the Niantic River Federal Channel

Harbor Master Burton stated there is nothing new to report, this will be an ongoing discussion.

6. Applications for review

- a. DEEP Permit Application by Docko, Inc. on behalf of their client, Kevin Reardon, 5 Shawandassee Road, Waterford, to retain 50 (+/-) CY of shoreline bluff toe armor stone over 3,000 (+/-) SF and retain and maintain a pre-1995, longstanding 100 (+/-) LF groin, 50 (+/-) CY over 2,500 (+/-) SF. Construct 121 (+/-) LF of 4-FT wide wood pile and timber pier with rails and electric/water utilities. Also install a batter braced pile supported boat lift with control and electric panels. Install an 8-FT x 20-FT float and associated restraint piles, ramp and five batter braced tie-off piles, all waterward of the Mean High Water and Coastal Jurisdiction Lines. The overall length of the pier, landing is approximately 150 feet.

Keith Nielson (Docko, Inc.) and Kevin Reardon were present. Mr. Nielsen reviewed the application for the Commission, stating that they conducted very thorough surveys of this site and came up with a plan that was the best balance for reasonable use of the property.

Mr. Miller commented that he and Harbor Master Burton went out to that area by boat; it's the widest point to the entrance of Kiddie Beach and won't interfere with navigation. Further discussion was held, questions were asked and answered.

A motion was made by Mr. Hamsher, seconded by Mr. Fine and unanimously voted to find that the work as described is consistent with the Waterford Harbor Management Plan.

7. Harbor Management Plan

- a. Revised proposed changes to the Harbor Management Plan, received from Ms. Adams on 10/05/16.

Discussion was held, during which time Harbor Master Burton commented on fines that should be included when violations of certain aspects of the Plan occur. Consensus of the Commission was that a fine of \$50.00 per day for each day the violation continues should be incorporated into the Plan. Ms. Adams will work with Harbor Master Burton on appropriate language and statutory references. The proposed revisions will be discussed at the next Harbor Management Commission meeting.

8. Old Business

a. Niantic Bay Shellfish Farm

09/14/16 email from Chairman Adams to Peter Harris (WELSCO) and 09/14/16 response from Peter Harris to Jane Adams; copy of 09/08/16 Waterford HMC minutes.

The Commission expressed concern that Mr. Tim Londregan never returned to the Commission after presenting his initial proposal for the Niantic Bay Shellfish Farm. Now there is a barge with a small house-type structure on top of it, sitting in the River. WELSCO did not issue any permits. WHMC did not issue any permits. It is believed that Mr. Londregan applied for and obtained some kind of permit from the East Lyme Shellfish / Harbor Management Commission. Mr. Londregan has indicated that he is "renting" the spot (possibly the spot allocated to the Blue Chaser charter boat?). There used to be two pilings in that area, now there are three. Questions remain regarding how the third piling was installed and whether it was permitted or not.

a. Niantic Bay Shellfish Farm (cont'd.)

Discussion was held regarding whether the barge is moveable and has power motors, which would possibly classify it as a vessel; the debris from Mr. Londregan's operation; the question of whether this is a commercial operation; the question of whether DEEP has any knowledge of what's going on. Consensus was to have Ms. Adams draft a letter to Mr. Londregan and also a letter to Michael Gryzwinski (DEEP) regarding this matter.

b. CMHA's Submission to CT Port Authority of projects Dredging of Jordan Cove

10/05/16 email from Chairman Adams to HMC; 10/04/16 email from Joe Salvatore (CT Port Authority) to Jane Adams; 10/04/16 email from Jane Adams to Harbor Master Burton and his 10/04/16 response; 09/18/16 Waterford HMC minutes.

As Mr. Keith Nielsen from Docko, Inc. was present at tonight's meeting, the Commission briefly consulted with him regarding the potential dredging of Jordan Cove. The Commissioners explained to Mr. Nielsen that they submitted the potential dredging of Jordan Cove to the Connecticut Harbor Management Association (CHMA), for inclusion in a list of projects the CHMA was compiling for submission to the CT Port Authority for possible funding.

Inquiries have been made by the CT Port Authority in order to determine what stage the potential dredging of Jordan Cove is in. As of today's date (October 13, 2016), the WHMC has no data or information to pass on to the CT Port Authority, as this matter is just in the beginning stages of planning and has not yet progressed to a "project" status.

The Commissioners and Mr. Nielsen discussed a number of concerns and possibilities. Mr. Nielsen will provide a letter for the Commission's use, summarizing the concerns and possibilities of this potential project, for which the Commission will pay a nominal consultation fee.

c. High-speed boating on Niantic River

09/08/16 Waterford HMC minutes, Item 10.d.; 09/13/16 email to Sound Marine LLC requesting a quote for "No Wake" buoys and a day marker on a pole.

Harbor Master Burton stated he hasn't heard back from Sound Marine yet, but expects to be talking with them soon. In the meantime, he has received three complaints and videos of high-speed boats between the bridges. Discussion was held about the need for better signage; the 6MPH signs for Niantic Channel need to be replaced and the cost should be split between Waterford and East Lyme. He will obtain a quote.

9. New Business

a. 2017 Meeting Schedule

Consensus of the Commission was to approve the draft schedule of meetings for 2017 (the second Thursday of each month at 5:00 p.m.) and have the recording secretary forward the meeting schedule to the Town Clerk.

b. Decals

Discussion was held regarding color choice for the 2017 mooring decals and consensus was to go with purple and white.

b. Decals (cont'd.)

A motion was made by Mr. Hamsher, seconded by Mr. Dutton and unanimously voted to order the 2017 Mooring Decals.

c. Waterproof Warning Notices for

(1) Unauthorized moorings and (2) Removal of vessels were discussed and marked up in accordance with discussion. Consensus of the Commission was to approve the warning notices as marked up.

A motion was made by Mr. Dutton, seconded by Mr. Hamsher and unanimously voted to approve the purchase of 50 warning notices for unauthorized moorings and 50 warning notices for removal of vessels.

10. Adjourn

There being no further business to come before the Commission, and upon motion duly made, seconded, and unanimously voted, the meeting was adjourned at 6:50 p.m.

Respectfully Submitted,



Kathy A. Kent
Recording Secretary