

**MINUTES
HARBOR MANAGEMENT COMMISSION
REGULAR MEETING**

WATERFORD POLICE DEPARTMENT
September 11, 2014, 7:00 p.m.

Present: Commissioners Jane Adams, Robert Dutton, Philip Fine and Carlton Saari;
Harbor Master Murray J. Pendleton and Deputy Harbor Master Richard Miller

Absent: Commissioner James Hamsher

1. Call to Order

The meeting was called to order by Chief Pendleton at 7:00 p.m. and the Pledge of Allegiance was recited.

2. Minutes of the May 8, 2014 Regular Meeting

A motion was made by Mr. Dutton, seconded by Ms. Adams and unanimously voted to approve the minutes of the May 8, 2014 meeting as presented.

3. Correspondence

- a. 04/09/14 letter authorizing Michael Hasselbacher to inspect his own mooring.
- b. 05/08/14 letter authorizing Ronald Gauthier to inspect his own mooring.
- c. 05/22/14 Notice of Permit Application from Gerwick Mereen Civil Engineering & Land Surveying (Mingrone, 19 Best View Road)
- d. 06/20/14 Correspondence from Fedus Engineering, LLC to D.E.E.P., transmitting their C.O.P. Application for placement of a swim float on the Niantic River (Armstrong, 13 Park Drive).

Discussion took place regarding this application, which was transmitted as a Certificate of Permission Application but appears to be a D.E.E.P. Permit application for a 14' x 14' swim float. The Commissioners questioned whether it would be moved out of the water during the winter, whether there would be a swim area designated by buoys, and whether the concrete block is appropriate. If this is actually a Permit Application, it needs to be received under Agenda Item 6, Applications for Review, and would typically be presented by the applicant's engineer.

A motion was made by Ms. Adams, seconded by Mr. Saari and unanimously voted to table further discussion on this matter until such time as the applicant's engineer has been contacted and questions regarding the application process have been answered.

- e. 06/24/14 E-mail from Dominion Nuclear Connecticut to D.E.E.P., transmitting their C.O.P. application for maintenance activities and retention of dock facilities at Millstone Power Station.
- f. 07/16/14 E-mail from D.E.E.P., transmitting C.O.P. #201406978-MG, Millstone Power Station to conduct routine maintenance to existing structures and retain and rebuild an existing fixed pier for scientific measuring.

3. Correspondence (cont'd.)

- g. 08/04/14 E-mail from D.E.E.P., transmitting 08/03/14 Notice of Tentative Determination to Approve and Intent to Waive Public Hearing on Application No. 201403955-MG (Records, 15 Bella Vista Street) to construct a fixed pier, ramp and floating dock for private recreational boating use.
- h. 08/14/14 E-mail from D.E.E.P., transmitting 08/10/14 Notice of Tentative Determination to Approve and Intent to Waive Public Hearing on Application No. 201405472-MG (Mingrone, 19 Best View Road) to construct a fixed pier, ramp and floating dock for private recreational boating use.
- i. 08/15/14 E-mail from D.E.E.P. transmitting C.O.P. Application #201407827 submitted by William Scribner, for seawall repair and retention of a ramp & floating dock in Smith Cove off property located at 11 Bolles Court.
- j. 08/20/14 letter authorizing John Kittel to inspect his own mooring.
- k. 08/27/14 E-mail from D.E.E.P. transmitting C.O.P. #201407827-BG, William Scribner, to conduct work as proposed in Smith Cove off property located at 11 Bolles Court.

Brief discussion was held regarding whether the D.E.E.P. goes into the field to inspect projects they've approved. Chief Pendleton will find out.

4. Shellfish Commission Liaison's Report

Mr. Miller reported that the Niantic River was closed for clamming most of the summer. The Saunders Point area water samples and meat samples kept coming back bad. He did some investigating and it appeared that some septic systems in the area were accidentally being pumped into the river. The water and meat samples started coming back clean after an article about this matter appeared in the newspaper. The Shellfish Commission is trying to get the Town to put city water/sewer in the area. Mr. Saari commented that the clams that were put in Jordan Cove went in on the outgoing tide and ended up washed up on Pleasure Beach. Mr. Miller will bring this to the Shellfish Commission's attention. Mr. Miller reported that he took the Harbor Management Boat out and covered the recent kayak regatta.

5. Harbor Master's Report

- a. 05/20/14 Invoice from Defender Industries in the amount of \$17.33, sent on 06/03/14 to Finance for payment, for storage "drybags" to hold the orange "unauthorized mooring" tickets on the jet ski or boat.
- b. 08/12/14 Invoice from Watermark Marine Services, Inc. in the amount of \$3,181.90 for work performed on the Waterford/East Lyme Harbor Management Boat, sent to Finance for payment on 08/20/14.
- c. 08/21/14 Letter to East Lyme Harbor Management Commission, requesting reimbursement in the amount of \$1,590.95 for work performed by Watermark Marine Services, Inc.

5. Harbor Master's Report (cont'd.)

- d. Chief Pendleton stated that he has spoken with a number of people who had not reapplied for their mooring permit this year. In some instances, the reason they did not reapply is because they lost their buoy and they can't find their mooring. They didn't realize they should contact us to let us know. He discussed with the Commission the need for a policy regarding removal of abandoned or lost moorings and asked them to give some thought to the following:
- In situations where the owner has lost his/her buoy and cannot locate his/her mooring anchor, there are two alternatives.
 - The owner hires someone to locate the mooring anchor and either re-attach a buoy to it or remove it from the water.
 - The owner "abandons" the mooring.
 - If the mooring is abandoned, we could hire someone to attempt to find it and remove it. If the Commission pays for the removal, the owner no longer has a mooring permit and if that owner ever wants to have a mooring again, he/she will have to pay the recovery cost for the old mooring.

Ms. Adams suggested putting something on the mooring permit application form regarding an owner's responsibility for removing the mooring if they don't want to get a permit.

- e. Chief Pendleton mentioned that the Town of Waterford has received a \$500,000 grant for work to be done in the Mago Point area. A committee has been formed and he has been appointed as a member. If an issue comes up that should involve the Harbor Management Commission, he will contact one or two members and invite their participation. Mr. Dutton inquired about the public toilets at The Dock Restaurant, and Chief Pendleton responded that they are connected to public sewer.

Jaxon Vibber commented that conditions in certain parts of the water are muddy and murky with very low visibility, making it extremely difficult to find lost moorings. Mr. Miller concurred with Mr. Vibber's comments. Mr. Vibber suggested that if an abandoned mooring is in greater than eight feet of water, it should be left alone. Mr. Vibber also commented that last year he had recommended that the Commission require people to use galvanized chain on their moorings. He now wants to also recommend that people must use steel or iron for mooring parts. Chief Pendleton commented he will research that suggestion.

6. Applications for review – None.

7. Old Business

- a. 05/15/14 Harbor Management Commission Determination form sent to D.E.E.P.
(re: Vincenti, 97 Oswegatchie Road, Waterford)

7. Old Business (cont'd.)

- b. 06/03/14 Memo to First Selectman Steward re: Jordan Cove Road Bridge

Brief discussion was held regarding Jordan Cove Road Bridge. Mr. Saari stated he attended a public information meeting regarding the construction project and asked them about dredging and was disappointed to learn that they hadn't planned on doing any dredging. The project is scheduled to start in April, 2015.

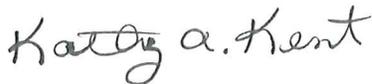
8. New Business

Mr. Dutton commented that there is a commercial fishing boat in the river that seems to be using an anchor and no mooring. Chief Pendleton stated he is aware and is in contact with the East Lyme Harbor Master in an effort to resolve this matter.

9. 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 8:10 p.m.

Respectfully Submitted,



Kathy A. Kent
Recording Secretary