



TOWN OF EAST LYME
EAST LYME HARBOR MANAGEMENT/SHELLFISH COMMISSION

Chairman
Donald F. Landers Jr.

Treasurer
Stephen Dinsmore

Secretary
Barbara Johnston

REGULAR MEETING
Minutes of Tuesday, June 15, 2010

Present: Marvin Schutt, Don Landers, Chairman, Stephen Dinsmore, Treasurer, Barbara Johnston, Secretary, Greg Murin, Bill Mountzoures, Rick Kanter arrived 8:15

Also Present: Harbor Master Joe Hitchery, Deputy Harbor Master Marc Berger, John Birmingham, Ex-Officio

1. Call to Order

Mr. Landers, Chairman called to order the June 15, 2010, Regular Meeting of the Harbor Management / Shellfish Commission at 7:31 PM.

2. Approval of Minutes of Regular Meeting of May 18, 2010

MOTION (1)

Mr. Dinsmore moved to approve the Regular Meeting Minutes of May 18, 2010 as submitted.

Seconded by Mrs. Johnston.

Mr. Schutt asked to correct, under item number two, to change the word "rite" to right. The last sentence in that section the word town the T should be capitalized. Under Ex-Officio there was no report he felt we should acknowledge the time Mr. Birmingham arrived and explain that due to his work schedule he is not always able to attend. Under New Business Harbor Management Commission should read Harbor Management / Shellfish Commission.

Ms. Johnston wanted to correct the statement on the last page second paragraph, reading that "Mrs. Johnston said the launch is already in existence" she asked that the word "is" be changed to "was" reading Mrs. Johnston said the launch was in existence and now the Black Point Association is applying for a permitted launch.

Motion carried 5-0-0.

3. Public Delegations

There were none.

4. Reports

A. Shellfish Warden

There was no report.

B. Harbor Master – Mooring Permit Status

Mr. Hitchery said the total number of permits that have been issued including renewals is 191. He said he has 11 renewal applications that have not been returned. He answered in response to last week's question regarding the 10,000 pound moorings that were installed by the construction crew, were in fact made of concrete. There was one mooring that he was intending to pull, located off the military base, it has been there for over a year it is completely unmarked and overgrown. He has received only one bid form for those interested in pulling moorings. He asked if the Commission wanted to close the bidding or give it more time. Mr. Dinsmore said he would like to give them a courtesy phone call to provide anyone else the opportunity to respond. It was decided to make June 30th the cut off date for further response. Mr. Hitchery said he had contact with the Coast Guard regarding closings, and it has been agreed that the closing of the



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channel would be in the evenings from 10:00 PM to 4:30 AM. Mr. Landers said this would change in December from Sunday-Thursday 9:00 AM to 4:30PM then changes again March 15th to 10:00PM to 4:30AM. Ms. Johnston wanted to thank First Selectman Paul Formica and Mr. Hitchery for attending the Black Point Annual Meeting. Mr. Landers said he received a call from a resident asking how many moorings an individual or family can have. Mr. Hitchery said the answer is one per individual and two per household. Three or more requires written request to the Harbor Management / Shellfish Commission on an annual basis. Mr. Murin has been working on spreadsheets containing all information regarding moorings both permitted and unpermitted. He asked what the Commission wanted for distribution. Mr. Landers said he was interested in currently permitted moorings for 2010. Mrs. Johnston agreed. Mr. Dinsmore felt a monthly report was not necessary and thought a report at the end of the season would be more appropriate for planning purposes. Mr. Hitchery suggested that a subcommittee be established to address standards for pole moorings. Mr. Landers asked if anyone was interested in volunteering for this subcommittee along with Mr. Hitchery and Mr. Schutt who have worked together previously on this item. Mr. Mountzoures who has also been previously involved with this project volunteered as well. Ms. Johnston also volunteered to serve. Mr. Hitchery said there was a question as to how many people could serve on a sub-committee. Mr. Landers said he would add this to next months agenda under New Business item C, appointments of sub-committee to research and make recommendations for Pole Moorings.

C. Treasurer

Mr. Dinsmore reported that he received a bill this month from the Waterford East Lyme Shellfish Commission for \$60.38 (sixty dollars and thirty eight cents). He reminded everyone if there were any outstanding invoices to please submit them because the fiscal year ends on June 30, 2010. He deposited \$525.00 (five hundred and twenty five dollars) in checks. He has not received a copy of the budget as of yet. He is not aware if they have received the additional funds for the work to the Harbor Management Plan.

MOTION (2)

Mr. Mountzoures moved to approve the Treasurer's report as submitted.

Seconded by Mr. Schutt.

Motion carried 4-0-0.

Mr. Kanter abstains.

Mrs. Johnston abstains.

D. Ex-Officio

Mr. Birmingham asked what the procedure was for checking on pollution from boats that are on moorings. Mr. Landers responded that the entire Long Island Sound is a no discharge zone for any vessel containing holding tanks, and this is a law. Mr. Dinsmore said that the Shellfish Warden is required to take water quality samples at least once a month. Mr. Hitchery also reiterated the no discharge law and that any vessel containing a holding tank is required to have a seal so that it cannot be discharged. Mr. Landers also commented on the water quality testing requirements. Mr. Dinsmore said that to his knowledge chemicals and herbicides due to surface water run-off have a more significant impact on water pollution than recreational boaters. Mr. Birmingham wanted to know who actually monitored the potential for pollution and where is the data collected. Mr. Dinsmore responded that LedgeLight does monitor the fecal coli-form levels and control the openings and closing of shell fishing in the river. Mr. Kanter concurred with Mr. Dinsmore on the more significant forms of pollution and also reinforced the strict law against no discharge being effective. Mr. Hitchery also said to consider the purpose of a mooring, typically



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this is to store the boat when it is not occupied. Mrs. Johnston said that LedgeLight is supposed to shut down the clamming area after one inch of rain being recorded in a 24 hour period and she does not feel that this has been consistently done. She is on the call list and has not received a call. Mr. Landers said that he is also on the call list and he has not received any calls either. There was discussion as to whether or not there has been in fact an entire inch of rain in one 24 hour period.

5. Old Business

A. Harbor Management Plan – Reports from Subcommittees

Mr. Dinsmore said that as he mentioned in the Treasures report he was waiting to here if the funding for this item was approved in the budget and would report back next month.

6. New Business

A. Correspondence

Mr. Landers said he had correspondence regarding the closures which was previously discussed. There was correspondence regarding various up coming meetings. He had received the Marine safety information bulletin. There was correspondence from Don McKenzie regarding his comments on that proposal. There was a reply from Captain Ronin to the letter from the Commission regarding closures. There was correspondence from the DEP approving the application of Mr. Pat Albergo of 6 Hill Road, Niantic, application # 200903892-MG.

B. Plan of Conservation and Development (update chapter 5- Coastal Area)

Mr. Landers said he had sent information on this item to all members via e-mail. He said the next step was to arrange a time to meet and discuss the information. He asked Mrs. Johnston to put some dates together to coordinate with all the Commission members to meet.

7. Comments from Other Commission Members

Mr. Kanter said that one of the WELSCO Wardens resigned and there would be a replacement. He said that he received a call from Darlene Stevens concerning area E within the construction zone, people were asking if they could shellfish there or not. It was understood that there was not supposed to be shell fishing in that area. Mr. Landers felt that the issue may be public access. Mr. Kanter thought that if it were correct that the public was not allowed to be there then the Commission should inform the public somehow. Mrs. Stevens also had questions about selling permits.

8. Adjournment

MOTION (3)

Mr. Schutt moved to adjourn the June 15, 2010 Regular Meeting of the Harbor Management Shellfish Commission at 8:47 PM.

Seconded by Mr. Mountzoures.

Motion Carried 5-0-0.

Respectfully Submitted,

Zoe Zrakas, Recording Secretary