



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, August 17, 2010

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

Also Present: Harbor Master Joe Hitchery, Deputy Harbor Master Marc Berger

1. Call to Order

Mr. Landers, Chairman called to order the August 17, 2010, Regular Meeting of the Harbor Management / Shellfish Commission at 7:32 PM.

2. Approval of Minutes of the Regular Meeting of July 20, 2010

MOTION (1)

Mr. Schutt moved to approve the Regular Meeting Minutes of July 20, 2010 as submitted. Seconded by Mr. Dinsmore.

Mr. Hitchery pointed out a typographical error in the Harbor Masters Report the fifth line down was to read Smith Cove **Day** Beacons as opposed to Smith Cove Bay Beacons. Also on page 2 under Pole Moorings in the tenth line he wanted it to read that basic standards were being discussed for all property owners not just waterfront property owners.

Mr. Kanter commented on the section regarding the maintenance of the Smith Cove Day Beacons, he said that the Coast Guard has tasked the Coast Guard Auxiliary to inspect all private aids to navigation. He reported that he was a part of the inspection process the previous Saturday.

Mrs. Johnston said that the Smith Cove Markers are private and are supposed to be maintained by Three Bells Marina per the Harbor Management Plan.

Mr. Landers asked Mrs. Johnston to point out the area within the Harbor Management Plan that states this information.

Mrs. Johnston wanted to clarify that the money from the Kumpitch fund was to be donated to the Rotary Club and earmarked for the Formica Family Clock and not to read that it was to be donated directly to the Clock.

Mrs. Johnston asked that the COP's be tracked by number and have the application numbers recorded within the minutes.

Mrs. Johnston wanted to clarify the section regarding the strip around Pine Grove, she said that Mr. Hitchery said it was a 10 foot strip.

Mrs. Johnston also wanted to comment on the section regarding the 25 foot setback and the wording of waterfront property.

Mr. Landers wanted to correct the Agenda to read Approval of Minutes from July 20, 2010, not June 15, 2010.

Motion carried 5-0-1.

Mr. Kanter abstained.

3. Public Delegations

Mr. Mike Theiler had questions regarding the pulling of moorings, he said he tried to place the moorings on the dock north of Bishops Bay and he is unable to enter this area with his boat because it is too large. There was discussion about depositing the moorings elsewhere and Mr.



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Theiler would pick them up by truck.

4. Reports

A. Shellfish Warden

Mr. Landers spoke about the rainfall gauge and its accuracy. Mr. Kanter commented and agreed that policy and procedure were not being followed and the issue needed to be addressed.

B. Harbor Master – Mooring Permit Status

Mr. Hitchery reported that the year to date number of permits issued was two hundred and nine, forty five are new and one hundred and sixty four are renewals. He has placed warning stickers on sixty six buoys in the river and bay area and Mr. Berger has placed six in the Giants Neck area. Two moorings have been pulled. There was discussion about the process of owners identifying their moorings and how to reclaim them. Mr. Hitchery said there was an article in the Day Paper about the town of Old Lyme having moorings available for transient boaters, the Commission discussed the possibility of doing this in East Lyme as well. Mr. Landers asked Mrs. Johnston if she would be willing to assist in communicating with the Beach Association about unregistered moorings that were about to be pulled. There was discussion about how to number or tag the moorings going forward to make the tracking process easier for the Harbor Masters. Mr. Hitchery requested that the Commission consider placing 200 foot distant markers along the river. Mrs. Johnston complimented both Mr. Hitchery and Mr. Berger for doing an outstanding job.

C. Treasurer

Mr. Dinsmore reported that there were two bills from the Waterford East Lyme Shellfish Commission, one for \$50.00 and one for \$87.50. WELSCO also submitted a check to the Commission for \$70.20. Also received was an invoice from Mr. Theiler for \$225.00 for the removal of two moorings. There was approximately \$500.00 in checks submitted from the Harbor Master for Mooring Permits.

MOTION (2)

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

Seconded by Mr. Mountzoures.

Motion carried 6-0-0.

D. Ex-Officio

There was no report.

5. Old Business

A. Harbor Management Plan – Reports from Subcommittees

There was no report.

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

Mrs. Johnston reported that she and Mr. Dinsmore were the only attendees at the Special Meeting. Mr. Dinsmore said he had comments he was going to type and submit for the next meeting that they would reschedule. Mrs. Johnston suggested that they all put together comments to submit. Mr. Landers agreed and asked the Commission members to submit their comments to Mrs. Johnston. Mrs. Johnston asked that they be submitted by the next meeting.

C. Pole Moorings

This item is still a work in progress and is tabled for the next meeting.

6. New Business

A. Correspondence



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Mr. Landers had three pieces of correspondence:

1. COP dated June 11, 2010, to Mr. Gillig of 17 North Edgewood Road regarding his permit # 201001805-JW.
2. An official consultation form for Mr. Jack Sanga of 4 Hill Road East Lyme, represented by Mr. Don Gerwick, regarding construction of a single family dock with a boat lift and ship's ladder and for the retention and reconstruction of an existing seawall. The seawall reconstruction material will consist of stone and timber and will not move from its current location. Height of the reconstructed seawall will not be more than one foot higher than it is presently.
3. National Marine Fisheries Service is holding an open house at the Milford Lab, Saturday October 16th 9-1:00 PM.

B. Consideration for no-wake zones for the Niantic River

Mr. Schutt asked that this item be addressed due to a meeting he attended regarding Mystic River becoming a no-wake zone. He suggested following the results of this meeting to possibly propose the same being done for the Niantic River. There was discussion regarding the possibility of this regulation and enforcement.

MOTION (3)

Mr. Dinsmore moved to empower Mr. Schutt to further investigate what resolution Mystic River has achieved regarding the no-wake zone.

Seconded by Mr. Mountzoures.

There was further discussion regarding regulation and enforcement.

Motion carried 5-0-1.

Mr. Kanter Abstained.

Mr. Landers asked if the Commission was prepared to take action with the request regarding Mr. Jack Sanga of 4 Hill Road East Lyme.

Mr. Dinsmore said he did not find the application inconsistent with the Harbor Management Plan.

MOTION (4)

Mr. Dinsmore moved that the application of Mr. Jack Sanga of 4 Hill Road East Lyme, represented by Mr. Don Gerwick, regarding construction of a single family dock with a boat lift and ship's ladder and for the retention and reconstruction of an existing seawall be accepted as consistent with the Harbor Management Plan.

Seconded by Mr. Schutt.

Motion carried 6-0-0.

7. Comments from Other Commission Members

There was concern about a mooring/dock located within the Pine Grove Area. Mr. Landers suggested communicating with the DEP.

Mrs. Johnston suggested cleaning up the town website that lists the names of people appointed to pull moorings.

She also pointed out that the last two Agendas were not posted on the website and asked that this be rectified.

8. Adjournment

MOTION (5)

Mr. Mountzoures moved to adjourn the August 17, 2010 Regular Meeting of the Harbor Management Shellfish Commission at 9:25 PM.

Seconded by Mr. Murin.

Motion Carried 6-0-0.

Respectfully Submitted,
Zoe Zrakas, Recording Secretary