



**Stonington Harbor Management Commission
Special Meeting
August 15, 2016
Minutes (Bruce Anderson Acting Secretary)**



1. Call to Order:

Chairman Spalding called the special meeting to order at 7:00 PM. Attending were Chairman Spalding, Commissioners Anderson, Crites, Diggs, MacKinnon, O'Neill, Rose, Smith, and Harbormaster Donch. Absent: Commissioner Johnstone and Assistant Harbormaster Estabrooks (There remains an open Commission position for a Town representative).

2. Minutes:

The Minutes of the July 11, 2016 meeting were reviewed. Acceptance as submitted was moved by Mr. O'Neill, seconded by Mr. MacKinnon, and approved unanimously.

3. Correspondence:

A. In Jurisdiction:

- i. P&Z Zoning application 1 High St. - A number of local residents attended the meeting and expressed their concern over the establishment of a 'dog park' in an area originally defined as wastewater treatment plant expansion space. Per the Stonington Harbor Management Plan the Commission was invited to comment on an amended 'fencing' proposal before the P&Z. There was a great deal of discussion regarding the parcel and its use for the public. There seem to be much bigger issues than simply the approval of a fence. As a town owned parcel with water access in a protected area of the harbor, the property has great potential to provide public access for people to enjoy the harbor. Ideas such as a public dinghy dock, sailboat park or other use were discussed. However, in the end we are guided by the Harbor Management plan which limits our jurisdiction to the waters of the harbor and surrounding area.

The following motion was moved by Mr. O'Neill and seconded by Mr. Crites and approved unanously: The Commission cannot rule favorably or unfavorably because the proposal lies above the high water mark, does not affect access to the waters or docks within the SHMC jurisdiction, and is therefore outside its jurisdiction.

- ii. Letter and report reviewed as part of item 'i'.
- iii. P&Z Zoning application 50&68 Salt Acres Rd. – Upon review of the

submission we found no concerns within the jurisdiction of the SHMC. Acceptance as submitted was moved by Mr. Smith, seconded by Mr. MacKinnon, and approved unanimously.

- iv. 76 Water St - DEEP Permit Consultation Form for construction of additional dock at 76 Water St. Mr. Hritz, his attorney and engineer presented his proposed dock. The design was developed with consideration with both neighbors to give Mr. Hritz room to dock his boat while providing NESS room to the South and Mr. Gerstein room to the North. A representative from NESS was present. NESS presented information claiming deeded wharfage rights ("Bindloss Agreement") over the area proposed for the dock. The existence of this previous agreement between neighbors was acknowledged. It was also acknowledged by all that the SHMC did not have the authority to change this agreement. Mr. Hritz and NESS have not been able to reach an agreement regarding the wharfage line issue.

Following a lengthy discussion a motion was moved by Mr. O'Neill and seconded by Mr. MacKinnon to approve the DEEP Permit Consultation Form as submitted. The motion was defeated by a 4 to 2 vote with 1 abstention (Rose). The Commission cannot approve the present Permit Consultation Form as it is found to be inconsistent with the SHMC Plan which includes reference to the Wharfing-Out Policy. Specifically, the neighbor to the south (NESS) presented information supporting their claim that the proposed dock would violate their deeded wharfage rights.

- v. Letter and input reviewed as part of item 'iv'.

B. Out of Jurisdiction: No correspondence received during the month of July.

4. Treasurer's Report:

The Financial Report for July is attached. It was reviewed. (see attached)

Acceptance of the Treasurer's Report was moved by Mr. Smith, seconded by Mr. MacKinnon and approved unanimously.

5. Harbormaster's Report:

The Report for July is attached and was discussed. (see attached)

The commission approved the harbormasters request to assemble a buoy to mark a rock near the Sandy Point channel.

Acceptance of the Report was moved by Mr. Anderson, seconded by Mr. Diggs and approved unanimously.

6. Public Comment:

There was no public comment

7. Adjournment:

Mr. Crites moved that the meeting be adjourned. Mr. Anderson seconded and the motion approved unanimously. The meeting was adjourned at 10:10 pm.

Approved: Jay Spalding Date: 9/12/2016
Jay Spalding - Chair SHMC

Attachments:

- A. Treasurer's Report:
- B. Harbormaster's Report

Attachment A: Treasurer's report

Report Date 8/15/2016						
	Plan	May	Jun	Jul	YTD	Probable
Funds Generated:						
Balance Brought Forward:	17,896	10,045.81	24,436.81	24,436.81	17,895.74	17,895.74
Paid Moorings: Com/Pvt/Pub:	128/223/7	112/71/0	0/0/0	0/0/0	128/250/0	128/250/7
Moorings Fees:	24,090	14,750.00	0.00	0.00	25,900.00	26,040.00
Miscellaneous Income:	100	0.00	0.00	0.00	100.00	100.00
Total Generated Funds:	42,086	24,795.81	24,436.81	24,436.81	43,895.74	44,035.74
Operating Expense:						
Mooring Admin:						
Mailings:	250				352.94	400.00
Telephone:	0				0.00	0.00
Computer Sftwr:	0				0.00	0.00
Miscellaneous:	100				106.00	106.00
Sub-Total:	350	0.00	0.00	0.00	458.94	506.00
Boat:						
Fuel & Oil:	300				0.00	300.00
Commissioning:	1,500				633.00	650.00
Storage:	0				0.00	0.00
Maintenance/Repairs:	500				0.00	300.00
Equipment:	500				0.00	250.00
Sub-Total:	2,800	0.00	0.00	0.00	633.00	1,500.00
Harbor Maintenance:						
Buoy: Commission/Haul/Store:	3,000	359.00			1,225.00	1,800.00
Misc Service/Locker Storage:	540				0.00	540.00
Signage:	0				0.00	0.00
Sub-Total:	3,540	359.00	0.00	0.00	1,225.00	2,340.00
Dock/Pumpout:						
Dock Eqpt./Maintenance:	500				0.00	500.00
Pumpout Eqpt./Maintenance:	0				0.00	0.00
Miscellaneous:	0				0.00	0.00
Sub-Total:	500	0.00	0.00	0.00	0.00	500.00
Administrative:						
Supplies:	0				0.00	0.00
Newsletter:	1,300				0.00	0.00
Professional Services:	0				0.00	0.00
Sub-Total:	1,300	0.00	0.00	0.00	0.00	0.00
Total Operating Expense:	8,490	359.00	0.00	0.00	2,316.94	4,846.00
Approved Projects/Capital						
Moorings Field Grid Project:	1,000				770.00	1,000.00
Anchorage/Channel Buoys Project:	0				2,876.88	2,876.88
Town Pier/Breakwater Project:	0				0.00	0.00
Pumpout Pier Extension Project:	32,000			21,100.00	32,445.11	32,445.11
Total Project/Capital	33,000	0.00	0.00	21,100.00	36,091.99	36,321.99
Total Designated Funds	41,490	359.00	0.00	21,100.00	38,408.93	41,167.99
Undesignated Funds:	596	24,436.81	24,436.81	3,336.81	5,486.81	2,867.75
Notes:						
Petty Cash Advance - 300	August:	deposit 1,550	DD 574.37			
		for 31 private	PS 40.56			

Attachment B: Harbormaster's report

Harbormaster Report

August 15, 2016

New Mooring permits issued: 0 Moorings being given up (this month): 1
New Mooring assignments in the works: 5
Deposits to SHMC account since last report: \$ 1550 2016 YTD=\$ 25,400

New mooring locations:

15 Permits Issued

11 Completed Applications, to be added to database (checks deposited)

5 Not provided to HM yet: Jason Jones (Diggs)
David Sinclair (Johnstone)
Jon Oldfield (Johnstone)
Carol Martin (Johnstone)
William Muir (Johnstone)

I have received one actual complaint and heard of numerous other accounts second hand of vessels hitting a rock on the north side of the Sandy Point channel. I contacted Tow Boat and Sea Tow, they have each had two calls for assistance (one with minor injuries) this season from that location as well as hearing of other vessels hitting. I tried to contact DEEP but the contact person is not in the office for a couple days. It has been suggested that we place a "ROCK" marker on the rock. The rock is outside of the channel by a small distance (15ft) but due to the set the vessels take when rounding Sandy Point they tend to get pushed out of the channel without knowing it. I suggest we pursue placing a marker on the rock. Approval will be required from DEEP. We will need to purchase a marker.

Robert G

All is well, no issues.

Respectfully
Submitted,

Eric Donch
Stonington
Harbormaster