

## MINUTES

**Waterways Board  
1<sup>ST</sup> Floor Council Conference Room  
City Hall  
Gloucester, MA 01930  
May 20, 2014**

Present: Anthony Gross, Dave McCauley, Vito Calomo, Patti Page, Ralph Pino, Mark Lacey, Bob Gillis, Karen Tibbetts, Steve LeBlanc, Jim Caulkett

Also Present: Cate Banks, George Schlichte, Steve Douglass, Mark Ring

Chairman Pino opened the meeting at 7:00 p.m.

**Oral Communications:** Cate Banks has a box of slides of photographs of the Public Landings in the city noting that written on the cover was donated to the City of Gloucester for the education of its citizens about Public Landings. She would like to know where to put this box. Also, a reminder to pick up the signs in Dale Pope's barn that are similar to the signs on the buoys at Cripple Cove and at the Harbormaster's Office.

**Approval of Minutes:** On a motion of Ralph Pino, second by Vito Calomo the Board voted unanimously to accept the minutes of the April 1, 2014 meeting. **Motion passed**

**Marcia O'Brien-Transient Mooring Request:** Not in attendance

**Public Hearing - Increased Moorings in Southeast Harbor:** Mayor Kirk has requested an increase in mooring by 10%; an increase of 100 new mooring. Jim listed the various locations as 70 in Southeast Harbor, 10 in Ten Pound Island area and 20 in various locations in the Annisquam River and Little River. He showed the proposed plan of the placement of these 70 moorings in Southeast Harbor with a space of 200 ft. apart.

Mark Ring, 3 Prospect, Gloucester inquired if the new moorings will be placed toward Ten Pound Island.

Jim Caulkett stated they will be placed toward Niles Beach.

Vito Calomo stated before any more moorings are put in the harbor it has to be before the Fisheries Commission to make sure it does not interfere with the fishermen.

>**Motion:** On a motion of Anthony Gross, second by Vito Calomo the Board voted unanimously to continue this Public Hearing to June 4. **Motion passed**

**Public Hearing closed.**

**Public Hearing – St. Peter's Commercial Marina Pick up-Drop off:** Steve Douglass is requesting to use the empty slip which is not issued to anyone.

Mark Ring, 3 Prospect St., Gloucester: said it's not practical for a large boat in this spot and should be kept for a commercial fishing boat. He did say there has been no problem with anyone using it or with Steve or other charter guys using the fishermen's slips during the day as long as the boat is out fishing. The fishermen there also use this vacant slip to unload traps or load bait down the ramp and stuff like that. They don't want to see it go away since it is a slip for a commercial fishing boat.

Vito stated this marina has been dedicated for the fishing industry and sees no other use for it. A bigger boat cannot fit there, but a smaller one could. He sees problems in the future, and again stressed this is for commercial fishermen only.

Steve Douglass, Gloucester initiated this, speaking of using the fishermen's slips when the boat is out fishing so no one would have the formality of complaining about him using their space without permission. He sees using the slip at the end as a viable option as a way of solving this issue.

Jim stated, after hearing Mark, Steve, and Vito, it seems to be working all along with no issue of Steve using the fishermen's empty slips. Vito agreed as long as it does not interfere with the fishermen. It was suggested to check with General Counsel to ascertain if this is legal.

**Public Hearing closed.** Chairman Pino referred this to Public Facilities to view Steve's insurance policy, check with legal, and report the findings back to the Board.

**Eastern Point 10A Float Permit Sailing School:** Kyle Grant spoke to the Board of 28' x 30' float for the sailing school, noting it will be used only by the sailing school.

>**Motion:** On a motion of Anthony Gross, second by Bob Gillis the Board voted unanimously to grant the Eastern Point Yacht Club a 28' x 30' float for the Sailing School. **Motion passed**

**Limited Access Areas and Mooring Regulations-amend regulations:** Anthony Gross explained the Regulations Review Committee's reasoning behind the following motion for Eastern Point mooring field.

>**Motion:** On a motion of Anthony Gross, second by David McCauley the Board voted unanimously to add to SECTION 10: Designated Mooring Area a new section C. Eastern Point Yacht Club Area:

The use of moorings in this area [area shown on Exhibit referenced herein ] shall be limited to members of the Eastern Point Yacht Club. The assignment of moorings in this area and maintenance of any waiting list shall be done by the Harbor Master. Eastern Point Yacht Club shall be responsible for the physical maintenance of the moorings. The reason for identifying this area as a limited access area is two-fold: (1) access to this area other than from the yacht club often is a hazardous voyage in a dinghy; (2) the yacht club has exclusively used this area since at least 1954, provides a valuable public service of providing transient boaters to use open moorings on non-discriminating basis, and provides a junior sailing program and other sail programs for Gloucester youth. The maintenance of this area, as a limited access area, is conditioned upon the Eastern Point Yacht Club continuing to provide reasonable access to transient boaters, without discrimination, to open moorings, subject to such boater's compliance to reasonable regulations, safety, availability, and notice. Five moorings in this field will be designated transient moorings. **Motion passed**

**Naming Lanes Cove Launch Ramp:** After much discussion the Board agreed to the name for the launch ramp at Lanes Cove.

>**Motion:** On a motion of Anthony Gross, second by David McCauley the Board voted unanimously to rename the launch ramp at Lanes Cove as the Bob Peavey Launch Ramp. **Motion passed**

**Schlichte Mooring:** Anthony Gross informed the Board of the discussion and decision by the Public Facilities Committee in allowing George Schlichte to be given his mooring in order to maintain his business. This would become a transient mooring instead of a personal mooring. Patti Page has several questions of George as to the licenses he has or needs to obtain to run his business. She has no problem with a business; however, this mooring was assigned to 2 businesses without the benefit of a public advertisement issued from the Wait List. Patti stated she thinks all businesses should be held to the same metric. She, also, for the record passed in a sheet stating her opinion and concerns on the issuing of this as a transient mooring to a business. Discussion continued on licenses and the Wait List. Patti wants a moratorium on this particular mooring that it not be amended to personal use unless such use brought to the Wait List. Chairman Pino stated there will be a moratorium on this and there will be a 1 year review.

>**Motion:** On a motion of Anthony Gross, second by David McCauley the Board voted 7 YES (Chairman Pino, Anthony Gross, David McCauley, Mark Lacey, Bob Gillis, Vito Calomo, Karen Tibbetts) and 1 NO (Patti Page) that the mooring permit issued to the Salty Dog Inc. be modified to reflect the Live Bait and Transient

Boat Services and change from a personal mooring to a transient mooring with a review within 12 months, and prior to renewal.

**National Grid Status:** Chairman Pino, via diagrams, showed the building as is and the possible future plans for the Harbormaster facility. No vote to be taken, just an informational presentation.

**Harbor Plan Update:** Bob Gillis spoke on the meeting with 2 presentations; Lenny Liguata on behalf of the Gloucester Harbor Community Development Corp. and Kevin Hively doing a very extensive power-point presentation. A lot of information was presented: harbor zone East Gloucester, public access, parking solutions, defining development blocks, manned and water sheet assembly plus many other issues.

**Transient Moorings:** Jim reported 3 new transient moorings will be installed at Stage Head this season.

**Harbormaster Report:** Jim held a meeting on April 14 between conservation mooring companies and permittees who have existing moorings located in known eel grass areas. An executed agreement between Mass Port and the City of Gloucester dated May 8, 2014 has been received and they have deposited a check in the amount of \$157,500 in support of this program. A letter and application form has been mailed to all permittees for their voluntary participation in this program. After interviews held the 2<sup>nd</sup> and 3<sup>rd</sup> weeks of May I have offered positions for two launch operators and one assistant harbormaster. Peter Tippen has requested permission to put up a 3x5 aluminum bar coded signs, one at Stubby Knowles Landing and Browns Landing.  
>**Motion:** On a motion of Dave McCauley, second by Anthony Gross the Board voted unanimously to approve the signs on the condition the Legal Department and the Department of Public Works has no problem with it.

**Motion passed**

Kris Young's mooring permit in Jones Creeks has been referred to Public Facilities. A gentlemen who lives at 2 Windward Point has filed for a Ch91 license for his float and would like to have a temporary mooring in place where his float would be. Discussion followed.

>**Motion:** On a motion of Anthony Gross, second by Bob Gillis the Board voted unanimously to grant a temporary mooring permit to Matthew Moynahan in the proposed spot of his CH91 float for 2014 only.

**Motion passed**

Jim spoke of the mooring of William Nardone being revoked; passed to Public Facilities. Chairman Pino spoke of the recreation fishing pier, noting he feels there is no support from the City Council. This will be brought up again at the next City Council meeting. Stage Head was another spot for this; discussion followed. Chairman Pino referred this to Public Facilities for them to present a new plan with the new site.

**Subcommittee Reports:**

Public Facilities: Anthony Gross reported on the committee discussing the electric bills at St. Peter's Marina. It was decided that the Operations & Finance/Safety Committee needs to look at this to come up with an accurate formula for the electric usage at the individual floats.

Operations & Finance/Safety: Dave and committee discussed the Big proposal process and the Seaport Council funding. Also discussed was the contractual item of sick day buy back for Jim Caulkett and Shirley Edmonds with a proposed 3 year plan.

>**Motion:** On a motion of David McCauley, second by Mark Lacey the Board voted unanimously to have the Board adopt a 3 year plan to fill contractual obligation to provide funding for the sick day buyback program by dedicating \$9,000 per year, or as further moved that the obligation in 2014 will be funded from the Free Cash Reserves and from budget adjustments in Free Cash in 2015 and they will actually budget the \$9,000 in the 2016 budget. **Motion passed**

Regulations Review: Anthony spoke of the discussion at the meeting on March 20 in regards to Article IV Section 3 Waiting Lists. Board members discussed fully the number of areas people choose and how to deal with it. A motion was taken at the meeting.

>**Motion:** On a motion of Ralph Pino, second by Tony Gross it was voted two in favor (Ralph and Tony) one opposed (Cate) to recommend to the full Board that applicants be limited to selecting only two mooring areas when placing their name on the wait list for the current annual \$10.00 renewal fee. Further, to have to have the Waterways Board seek permission from City Council to establish a \$20.00 annual renewal fee for each additional mooring field selected, up to a limit of three, resulting in a limitation of being on up to a total of five mooring lists for a total fee of \$70.00 annually. This process is to also apply to current wait list applicants when the next renewal notices go out.

>**Amended Motion:** Dave McCauley amended the motion to a fee of \$10.00 for the first 2 mooring areas and up to 3 additional moorings areas at \$10.00 each for a total of \$50.00.

**Both motions withdrawn.** Referred back to Regulations Review Committee

The committee discussed Article VI Section 5 Waiting Lists to include notification language for when an applicant is offered a slip at one of the City's commercial marinas.

>**Motion:** On a motion of Anthony Gross, second by Ralph Pino the Board voted unanimously to delete sub paragraph C and replace it with revised language for sub paragraph C to read "When a slip space becomes available the first person on the wait list will be notified by the Harbormaster via certified mail. Said person shall have twenty (21) days from the date of postmark to respond to the Harbormaster. The eligible applying tenant accepting said space must present documentation that confirms his/her active status as a commercial fishing vessel. For example: a current season fishing permit/license, current fish sales ticket and/or proof to establish fishing activity. Applicant must also provide proof of insurance. **Motion passed**

Minimum size requirement and fee structure were clarified by inserting sub paragraph D in Article VII Section 2 Management Policies.

>**Motion:** On a motion of Cate Banks, second by Ralph Pino the committee recommended to the full Board that the appropriate action be taken to add the following requirement to the Policies, Rules and Regulations:

**D Standardization of Slip Assignments and Rental Fees:** Slips are available for vessels for a minimum length of 28 feet and a maximum length of 42 feet. As of April 2014 tenants with vessels not conforming to this requirement are allow to continue tenancy. The minimum per foot monthly rental fee shall be calculated based on the maximum length vessel that the slip can accommodate.

**Board voted to hold a Public Hearing on this new sub paragraph.**

**Future Meetings:** Waterways Board will hold their monthly meeting on June 3.

**Continuing and Unanticipated business:** Anthony received a phone call from Congressman Tierney's Office regarding the Lobster Cove Federal Project area. He explained the area in question, noting cutting off several private homes, floats and the market. They could not become ineligible for CH91 licenses. A bill was passed in the House and is at the Senate. What this means is the federal project area will still exist, but moved in further thus allowing the private home owners and business there will no longer be restrained by Federal Regulations.

There being no other business the meeting adjourned at 9:50 p.m.

Respectfully submitted,

Shirley M. Edmonds