

## MINUTES

**Waterways Board  
3<sup>rd</sup> Floor Conference Room, City Hall  
Gloucester, MA 01930  
June 2, 2015**

Present: Anthony Gross, Ralph Pino, David McCauley, Patti Page, Jim Bordinaro, Mark Lacey, Karen Tibbetts, Bob Gillis, Steve LeBlanc

Also Present: Cate Banks, Ed Boynton, Vito Demetri, Kris Young, Dirt Murray, Katherine Schlichte,

Chairman Gross opened the meeting at 6 p.m.

**Oral Communications:** Vito Demetri has a slip at St. Pete's Marina and would like to move his boat to empty slip #5. He would like the Board's approval. Referred to Public Facilities Committee.

**Approval of Minutes:** On a motion of Anthony Gross, second by Jim Bordinaro the Board voted unanimously to approve the minutes of the WWB meeting on May 5, 2015 with the following corrections:

Page 1, Lanesville Block Party, 3<sup>rd</sup> sentence: replace "than" with "then"

Page 2, 2<sup>nd</sup> Motion: replace "leases" with "releases"

Page 2, Discussion Item, 1<sup>st</sup> sentence should read: "Patti Page would like the Board pass to Public Facilities the issue of the lack of cleanliness on the Public Landing by the seine boats at St. Peter's Marina."

**Ed Boynton:** Ed met with Public Facilities on May 27<sup>th</sup> to discuss the review and renewal of his mooring. Ralph Pino suggested he keep registration records and a log listing the people on the boat. It was also recommended that he increase the number of trips.

>**Motion:** On a motion of Mark Lacey, second by Patti Page, the Board voted unanimously to renew Ed's mooring for a year with the stipulation that he keep better records and increase usage of the boat while maintaining the 25% - 75% requirements. **Motion passed**

**George Schlichte:** Mark Lacey stated that George had failed to produce any paperwork that would prove he is running a viable bait business. Ralph Pino commented on moorings jumping the wait list because they were supposed to be serving some public purpose for the City of Gloucester, either economic or whatever. Ralph continued with noting the purpose George had with the different uses of this mooring. Last year discussion was clear that George was required to prove he had a business that is viable and would benefit Gloucester; nothing was produced. Ralph feels it should not be renewed; it's not a business. Patti Page stated this mooring was listed as a Transient mooring and feels it shouldn't be. Jim Caulkett spoke of the regulations noting the process and time schedule before revoking a permit. Jim Bordinaro thinks the question before the Board is has there been good faith on the part of the mooring holder to comply with the reason the permit was given. Katherine Schlichte, representing George, spoke of the history of this mooring, noting it was issued as a personal mooring 13 years ago and she thought they were here on the operation of a business on a personal mooring. He does not qualify for a Transient Mooring or a municipal mooring. She feels the question of a personal mooring while running the water shuttle and bypassing the list should have been questioned years ago. Katherine read the Waterways Board Rules and Regulations, Code of Ordinances, and State law and finds nothing that states the Waterways Board has the authority to revoke George's mooring, only the Harbormaster has the authority. She read from the Code of Ordinances, Section 10-51 Subsection I noting the Harbormaster has the authority to revoke or suspend a mooring. George has never received anything in writing, just a telephone call, and she feels there is no justification for the mooring being revoked. Ralph feels this is not a business since no paperwork was presented, which George had agreed to do at the meeting last year.

Discussion continued on Transient Moorings and Personal Moorings since George's mooring is listed as a Transient Mooring. Patti is concerned that a mooring was issued bypassing the wait list. She also feels, since he has failed to submit paperwork proving he is running a business, that this should be revoked. David McCauley stated George failed his obligation of producing paperwork.

>**Motion:** On a motion of Mark Lacey, second by Ralph Pino the Board voted 5 YES (Ralph Pino, Dave McCauley, Patti Page, Jim Bordinaro, Mark Lacey) and 3 NO (Anthony Gross, Bob Gillis, Karen Tibbetts) to revoke George Schlichte's mooring #102. **Motion passed**

**Kris Young:** Kris presented the Board with a plan for a new houseboat to replace the previous one that had been damaged in a storm. Many questions followed on the height, second story, completion date, holding tank, and materials that would be used. The 2<sup>nd</sup> story was questionable; more discussion on this. Per agreement on the revised drawing, Kris will keep the houseboat as one story.

>**Motion:** On a motion of Mark Lacey, second by Ralph Pino to renew Kris's mooring on the condition the houseboat be completed, weather tight with siding and windows installed by October 15, 2015 with USCG approved holding tank and with the second story complete by May 1, 2016. **Motion withdrawn**

>**Motion:** On a motion of Mark Lacey, second by Ralph Pino to recommend to the Board to renew Kris Young's mooring on the condition the houseboat per drawing is completed by October 15, 2015 with USCG approval holding tank. **Motion Withdrawn**

>**Motion:** On a motion of Mark Lacey, second by Ralph Pino the Board voted 8 YES (Anthony Gross, Ralph Pino, David McCauley, Patti Page, Jim Bordinaro, Karen Tibbetts, Bob Gillis) 1 NO (Mark Lacey) to renew Kris Young's mooring #606 in Jones Creek as per the drawing by October 15, 2015 with windows, siding, roof and USCG approved holding tank. **Motion approved**

**Commercial Marinas:** Jim Caulkett reported that only 2 tenants have not submitted landing slips and 6 have provided insurance papers, the others will be contacted. Jim Bordinaro had questions on insurance; i.e. do they have it right away, if none, what happens? Anthony said the lease needs to be looked at.

**Commercial Marinas and Magnolia Pier Piling Inspections:** Discussion on inspections, noting that the City Engineer does not do this. Discussion continued on structural engineers. Jim Bordinaro stated the entire structure should be inspected, not just pilings. Members discussed this.

>**Motion:** On a motion of Dave McCauley, second by Ralph Pino the Board voted unanimously to approve the expenditure of \$6800 in funds from the R/A Municipal Waterways Improvements and Maintenance (Chapter 91) account (720000) for the cost of an inspection of the condition of the Magnolia pilings. **Motion passed**

**Mooring Inspections:** Board members discussed inspections of moorings and its definition. Also discussed were 10A Float Permits and its inspections. Both referred to Public Facilities

#### **Motions on Agenda:**

**Motion:** On a motion of David McCauley, second by Bob Gillis the Operations, Finance & Safety Committee urges the WWB to promptly request the Department of Conservation and Recreation to authorize the spending of \$8,428 of remaining Seaport Council funds for the purchase of a handicapped-accessible gangway for the Solomon Jacobs float systems. Jim Caulkett will draft a letter with Chairman Gross's signature to Mike Driscoll requesting the use of this money. **Motion passed**

**Motion:** On a motion of David McCauley, second by Jim Bordinaro the Operations, Finance & Safety Committee requests that the WWB approve the use of \$8,428 in Seaport Council funds, \$6,000 in funds from the Solomon Jacobs Capital Projects account and \$19,626 in BIG reimbursement funds to purchase a handicapped accessible gangway for the Solomon Jacobs float system. **Motion passed**

**Regulation Changes:** Chairman Gross spoke of the Public Hearing held on the changes presented to the public on the regulations governing the two commercial marinas. Sub paragraph D. Standardization of Slip Assignments and Rental Fee to be inserted in Article VII Section 2 Management Policies referred back to Regulations Review Committee.

>**Motion:** On a motion of Anthony Gross, second by Ralph Pino the Board voted unanimously to accept the language to be added to Article VII, Section 5, subsection C: "If a person fails to respond and accept a slip by the end of 21 days their name will go to the bottom of the list". **Motion passed**

**Status of No Wake buoy in outer harbor:** Karen Tibbetts spoke to the 3 Whale Watch Companies and they have agreed to cooperate. One comment was the No Wake buoy was too far in the harbor and should be further out. Discussion on this.

**Harbormaster Report:**

Jim reported that on May 20<sup>th</sup> the Gloucester Conservation Commission approved the submitted Request for Determination of Applicability (RDA) for Security Lighting at Dun Fudgin Boat Ramp. Office of Fishing & Boating will now proceed with the contracting, bid and completion of this project. A major policy change to the commercial fishing fleet, Vessel Safety Examinations will become mandatory starting October 15, 2015. This has been forwarded to our commercial marinas tenants and various other commercial facilities throughout the harbor. A copy of the Harbor Launch Season Pass and applications is viewed by the Board. A quote from M.B.T. Electricians, Inc. was presented to complete necessary lighting repairs to St. Peter's and Harbor Cove Commercial Docks. The Board's authorization is needed to submit through the Mayor's Report to Council a request to withdraw funds from the established Stabilization Accounts for these facilities.

>**Motion:** On a motion of Ralph Pino, second by Bob Gillis the Board voted unanimously to approve the sum of \$1,725 to be taken from the Stabilization Account for repairs to the lights at St. Peter's Marina.

**Motion passed**

>**Motion:** On a motion of Ralph Pino, second by Anthony Gross the Board voted unanimously to approve the sum of \$1,175 from the Harbor Cove Stabilization Account to approve the wall paths lighting at that facility.

**Motion passed**

Jim spoke to Doug Cameron about County Landing; he will be speaking with his engineers. Discussion on AYC's proposed new trawl line followed; a site visit is needed.

**Subcommittee Reports: Public Facilities:** Chairman Gross, as a courtesy, spoke to a coxswain on a seine boat about leaving the float at St. Peter's Marina unclean. He will contact others.

**Operations, Finance & Safety:** David McCauley spoke of amounts in free cash, our share of matching grant in Clean Vessel Act (pumpout boat), and Chapter 91. He stated there is very little money at the end of the year and is concerned with this. Phase 2 of the Solomon Jacobs facility has no funds; funding needs to be worked on. A study by Treehouse was discussed, renovations on the first floor of the facility and deadlines.

There being no other business, the meeting adjourned at 8:20 p.m.

Respectfully submitted,

Shirley M. Edmonds

