



Town of Barnstable

Waterways Committee

1189 Phinneys Lane, Centerville MA 02632

www.townofbarnstable.us

Waterways Committee Meeting July 27, 2021 Meeting

The July 27, 2021 meeting of the Waterways Committee was held via Zoom in accordance with the Governor's orders regarding COVID-19 pandemic policy extension law to avoid group congregation.

I. CALL TO ORDER

The meeting was called to order at 7:04 pm by acting Chairman Frederick Komenda, quorum has been confirmed and Komenda read at the beginning of the meeting:

NOTICE OF RECORDING *"Please note that tonight's meeting is recorded and broadcast on Channel 18 and, in accordance with MGL Chapter 30A, s. 20, I must inquire whether anyone is taping this meeting and to please make their presence known."*

Roll Call

Board Members present: Peter Cross, Paul Everson, Frederick Komenda (Mr. Komenda left the meeting at 7:46 pm); new committee members were welcomed and present: Todd Walantis and Gregory Egan.

Acting Chairman Komenda nominated Paul Everson to replace Chairman Meade's as he has retirement from the committee. Everson accepted the nomination. Cross seconded the nomination of Everson as the new chairman; all in favor by roll call vote.

Board Members absent: Paul Neary

Town Staff present: Jay Horn, Deputy Harbormaster/Mooring Officer, Derek Lawson, Director and Terri McDonald, Administrative Assistant

Town Counsel Liaison absent: Paul Neary

Public: Kelly Schmidt, Jake Dewey

II. MEETING MINUTES

1. Meetings minutes of June, 2021

Motion made by Everson and seconded by Cross to approve the May 25, 2021 meeting minutes as presented; all in favor by roll call vote.

III. NOTICES OF INTENT (NOI):

None

IV. MOORING APPEALS:

1. Wilcox, Ronald: SP/08 Salten Point, non-designated mooring area; permitted since year 2000. He has not renewed the permit since 2013 when he moved out of the country and had no prior issues. Mr. Wilcox represented himself.

Deputy Harbormaster Jay Horn stated the mooring application was denied due to the applicant not being a waterfront property owner which the current application would fall under the guidelines followed since 2006. The Committee members discussed the location and available space for another mooring to be placed. Cross made a motion to approve reinstatement of Mr. Wilcox's mooring permit with payment of the back permit fees and on the record as reinstated. Motion seconded by Komenda and all in favor by roll call vote.

2. Mullen, Edward: Appealing a denied Mooring permit application for nodesignated mooring area in Cotuit at the address 260 North Bay Road. Mr. Mullen is present and is his representing himself.

Horn stated that Mr. Mullen's permit application for the mooring off his property has been denied due to the location and close proximity to the channel as well as the nearby aquaculture grant. After a lengthy discussion Mr. Mullen withdrew his application for a mooring.

V. OLD BUSINESS

1. Potential lotteries: Mooring Wait Lists

Horn stated we are continuing to work on obtaining an online platform for people to enter the lottery for the chance to have their name added to the closed Mooring/Marina wait lists. Currently we are working with three companies to move forward to the procurement process for approval and bid. Harbormaster Taylor stated that we are looking to add more names to all the waiting lists including Marina Wait Lists. This meeting agenda should have included the Marinas as well.

Questions regarding the process of the wait list and being able to pass and hold the place on the wait list Taylor stated for clarification from the last meeting, we have always tracked who passed when offered a mooring from the wait list.

Committee would like to schedule workshop via zoom for fall to continue the discussion of wait lists and regulations as to offering of moorings.

VI. NEW BUSINESS

1. Hearing for aquaculture renewal of the aquaculture license #98-01 (site ng026) in Barnstable Harbor for David Ryan, 415 Sampson's Mill Rd, Cotuit, MA 02635 for a period of 10 years. Public hearing to be held via Zoom, 08/12/2021 at 2:00PM.

Read into the record by Chairman Everson; No comments

2. Hearing for aquaculture renewal of the aquaculture license #16-06 (site ng018) in Barnstable Harbor for Nathan Ryan, 415 Sampson's Mill Rd, Cotuit, MA 02635 for a period of 10 years. Public hearing to be held via Zoom, 08/12/2021 at 2:15PM.

Read into the record by Chairman Everson; No comments

3. Hearing for aquaculture renewal of the aquaculture license #16-08 (site sg005) in North Bay for Albert Surprenant, 262 Bridge St, Osterville, MA 02665 for a period of 10 years. Public hearing to be held via Zoom, 08/12/2021 at 2:30PM.

Read into the record by Chairman Everson; No comments

4. Hearing for aquaculture transfer of the aquaculture license #95-02 (site ng 054) in Barnstable Harbor from John Nawoichik (deceased) to Thomas Nawoichik, 45 Mill Race Road, Marstons Mills, MA 02648 for a period of five years. Public hearing to be held via Zoom, 08/12/2021 at 2:45PM.

Read into the record by Chairman Everson; No comments

VII. CORRESPONDENCE:

1. Letter from Eric Hesse regarding Cooper Hess "Wait list payment issue"

Both Horn and Everson stated the wait list is not appealable. As a committee we only have the charge to hear denied mooring permits via the appeal process. Taylor stated we have to maintain the integrity of the wait list process by being fair to all. The deadline is the same for all wait list renewals.

VIII. Harbormaster Report

Horn communicated the Division continues to be very busy with many calls to service. We have a new staff member on board who is also a paramedic for the Hyannis Fire Depart; he is the Waterways Enforcement Officer. Horn has been spot checking mooring fields and making sure the approved vessels are on the moorings. He has already updated the GIS (geographic information system- data/mapping) for 2021 in over half of the Town's mooring fields.

Taylor has been offering the few slips that have become available; one in Bismore Park Marina and one at the Marina at Prince Cove. No slips were available at Barnstable Harbor Marina for this year. Taylor noted an increase in use of personal water craft vessels without the use of flotations devices as required. He emphasized that any vessel under way requires PFD's on board and recommends them to be worn.

IX. Matters Not Reasonably Anticipated By the Chair

None

X. Adjournment:

There being no further business, the Committee unanimously approved a motion to adjourn made by Cross seconded by Walantis to adjourn; all in favor by roll call vote. Meeting adjourned at 8:10 PM.

Respectfully Submitted,
Pam Swider-Cohen, Principal Department Assistant