



COASTAL WATERS COMMISSION

MEETING MINUTES Wednesday, January 16, 2019 6:00 PM Council Chambers

Committee Members:

David Witherill, Chairman
Mike Schwindt, Vice Chairman
David Carlson
Hugh Judge
Richard Thompson
Bob Vail

Town Staff:
Tom Gruber
George Turner
Charles Rumsey
Jean Duchesneau

Present: Chairman David Witherill, Mike Schwindt, Richard Thompson, David Carlson, Robert Vail
Absent: Hugh Judge, Thomas Gruber, George Turner, Charles Rumsey
Town Staff: Jean Duchesneau, Committee Secretary; Matthew Merriman, Harbormaster; and Town Manager, William Shane
Guests:

I. Call to Order

The meeting was called to order by Chairman, David Witherill at 6:00 p.m.

II. Adopt the November 28, 2018 Minutes

Chairman Witherill inquired if there were any changes or additions to the Minutes. There were none.

Motion: To approve the Minutes of November 28, 2018
Moved by: Richard Thompson
Seconded by: Mike Schwindt
Vote: All Approved – Unanimous

III. Harbormaster Report

Harbormaster Merriman was in attendance. He stated that Colleen Frank of Summit Point Seafood has filed an aquaculture application with the Town of Falmouth for a 100-acre seaweed aquiculture. It will be 7 feet below the surface and it will only be in during the winter months. All the equipment will be removed during the summer months. She meets all 10 criteria points. The farm is located between Clapboard and Upper Clapboard Islands. The majority of the aquaculture will be in Falmouth and only 3% of it will be in the Town of Cumberland.

IV. 2019 BCR Mooring Allocations

A discussion took place regarding what the number of BCR mooring allocations should be for 2019. The commission wanted no more than 25 and the Harbormasters would like to see approximately 50 along with a wait list. With the use of Online Mooring Services, it shows that currently there are 5 approved, 2 are under review and 25 incomplete applications in the system for BCR. Even though in the past we have had approximately 20 approved moorings, we only had approximately 5 boats actually moored in BCR. David Witherill had concerns as to how many dinghies would safely fit on the floats. With the new pier, it is unknown how many people will actually use the BCR moorings in 2019. A question came up as to whether the Town is required to maintain a wait list. After checking with the Town Attorneys, it was determined that State law states that we do need to maintain a wait list.

After a lengthy discussion, it was determined that we should increase it from 25 to 35 moorings in BCR with a wait list and reassess either during or after the 2019 season. It was suggested to amend the ordinance to require the mooring holder have a mooring **scheduled** to be installed by a mooring installer by June 1 and **installed** no later than July 1, or forfeit your right place a mooring in BCR and forfeit your payment and be subject to reinstatement fees.

It was noted that the commission approved 25 BCR 2019 Mooring Allocations at the November 28th meeting. Should

the commission want to amend this, we would need a reconsideration motion.

Reconsideration Motion: To reconsider Item IV of the November 28th minutes (To approve 25 mooring allocations for Broad Cove for the year 2019).

Made by: Mike Schwindt

Seconded by: Richard Thompson

Vote: All Approved – Unanimous

Motion: To approve 35 moorings with a wait list for the 2019 Mooring Allocations, to include a scheduled install date by June 1 and an actual install date by July 1 along with a forfeiture of fee for failure to install.

Made by: Mike Schwindt

Seconded by: Richard Thompson

Vote: All Approved – Unanimous

V. Ordinance Language

Mike Schwindt stated he, Chief Rumsey and the Town Attorney reviewed and made number of changes to the Ordinance. Some of the changes were substantive, but a number of the changes were grammatical and of clarification in nature. A lengthy discussion took place regarding the items below.

- Kayak Definition
- Paddle Board Definition
- Permit Year Definition
- Dockage Time Limit
- Moorings 48-8.3(a) and (c) Assignment and Location of Moorings
- Kayak / Paddle Board Storage

After reviewing and discussing all the proposed changes, the commission decided to approve the changes.

Motion: To accept the revisions to Ordinance 48 and to 84-12

Made by: Robert Vail

Seconded by: Richard Thompson

Vote: All Approved – Unanimous

VI. Kayak Rack

David Witherill stated we needed to determine the number kayaks that will fit on the racks on land and on the float. Bill Shane advised he thought we may have around 24-36 spots available. The Town has ordered 40 kayak registration stickers. The rental fee is \$50.00 per application. The commission reviewed the proposed 2019 Kayak/Paddle Board Storage Rack Rental Application. After discussion and some minor grammatical changes, it was agreed to by the commission.

Motion: To accept the amended Kayak Rental Lottery Application

Made by: Robert Vail

Seconded by: David Carlson

Vote: All Approved – Unanimous

VII. New Business

No new business at this time.

Bill Shane stated he would put these ordinance changes on the February 2nd Town Council meeting and David

Wetherill was in agreement.

Bill Johnson has submitted his application to join the commission.

The next meeting date will be determined at a later date.

VIII. Adjournment

The meeting adjourned at 8:00 p.m.

Submitted by,
Jean Duchesneau, Recording Secretary