

Harbor Committee Meeting 27 March 2014

1. Called to order 5:02 pm By Jon Crossman

2. Roll Call: Jon Crossman, Mel Atherton, Mike Ryan, George Lawson Jr., Art Paine & Scott Harper.

Greg Dow, Carl Young, Bob Lee, Dean Wass, Jamie Thurlow, Nancy Thurlow, Carlton Johnson, Stewart Murphy, Kathryn Welch, Peter Gott, Brian Gordius, Kin Strauss.

3. Approval of minutes of March 6th, 2014

Motion by Mel Atherton second by Art Paine to approve

Vote 5 Yes George Lawson Jr. abstaining

Approval of minutes of March 17th 2014

Motion by Mel Atherton second by Art Paine, with correction on members present (5)

Vote 5 Yes Scott Harper abstaining.

4. Review of proposed Harbor Ordinance changes and e-mails from corps

Mike Ryan asked to be able to review 3 sticking points from last meeting

1. Fishing permit transfer. Corps says state statute regulates

2. Which boats are allowed on commercial moorings?

Corps says your boat your mooring No money can be made on the mooring

Kim Strauss asked about the new restriction on commercial boats in the A pool?

This was reviewed and changed in the draft to remove the word fishing.

The uses in A, B, C, D and Seal Cove were reviewed.

Past Ordinances were reviewed to check past requirements

Art Paine spoke about a boat yard having a mooring in Seal Cove.

Mike Ryan motioned that 3 moorings per person or entity at Seal Cove.

Jon Crossman spoke about the possible problems with allowing 3 moorings.

George Lawson Jr. also spoke in support of Jon Crossman's concerns.

The Harbor Master indicated that Seal Cove could expand by 10% in dingy space.

Art Paine spoke about the importance of maintaining a balance of uses.

Dean Wass spoke about the importance of treating individuals equally regardless of their wealth.

And that it would be important to cap (restrict) the # of moorings until later.

Peter Gott spoke that the Committee has the authority to grant moorings or limit.

Scott Harper recommended a cap at 2. commercial service moorings.

Jamie Thurlow was concerned with closing down Seal Cove to additional.

Carlton Johnson asked for a clarification about docks being allowed to have a mooring with a work boat on it in the FNP?

Mike & Mel indicated yes.

Mike clarified the your mooring your boat requirement.

Kim Strauss asked about people allowing others to use their moorings.

Greg Dow stated that the Town can rent out moorings to transients.

Jamie Thurlow was concerned about who would pay for the maintenance on the mooring

3 sticking point. Floats in the FNP. No private floats in the FNP

Corps says basically the Town has to own floats.

You get a permit to occupy a space at a float.

Corps e-mails were reviewed.

Mike Ryan: The Town and Harbor Master control the floats own and control

Cost & ownership was discussed.

Greg Dow spoke about Southwest Harbor drafting lease agreements.

Jon Crossman asked for clarification about a person launching a float

Carl Young indicated that Millard Billings & David Schlaefer spoke to him about two boaters with 2 20 X 8 foot floats

Scott Harper spoke about the liability concerns.

Greg Dow spoke about the moorings being taken when the person moves could the floats work the same way.

Much discussion about liability and ownership.

6:12 pm

Jon Crossman spoke about the possible problems with multiple people using floats.

Peter Gott spoke about the importance of using common sense.

Mike: Corps permits are required for all structures put not for private owner moorings outside FNP.

End of Sticking Points Discussion

Kathryn Walsh asked about definitions in the draft ordinance?

Specifically "Transient Vessel"

And can the Harbor Master rent a mooring to a boat yard?

Mike Ryan directed the group to the definitions and service is in conjunction with service provided on shore.

Jamie Thurlow then the boat yards could use the Town Dock.

Carl Young spoke about adjusting the transient float definition to allow boat yards to use them for their transients.

Greg Dow spoke about the owner paying the transient fee.

Stewart Murphy indicated that the Town is above the 10% now.

Carlton Johnson related what Jay Clements said previously about launching boats.

Is the Town going to allow floats in the D pool? And moorings.

6:46pm

Red items are things that have been changed.

Proposed changes reviewed.

Addition of commercial service floats to D Pool.

Requirements for float and mooring equipment were discussed.

George Lawson Jr. spoke about the liability of mooring inspections.

Much discussion about inspections and who should inspect.

Greg Dow explained the different materials used in moorings.

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Jamie Thurlow asked if the Town is going to allow boat yard moorings now with the clarification?

Jon Crossman moved to agenda item 9.

Mike posed the idea that those with commercial floats should be allowed to use them because the Corps said it is now legal.

Mel Atherton spoke in favor of allowing those that gave up moorings for floats.

Jamie indicated that they gave up 7 moorings.

Nancy Thurlow indicated that she has submitted a letter to Carl stating that they are willing to come into compliance.

Mike indicated that the floats and boats have to be in one name.

Mel Atherton made a motion, second by Mike Ryan, to Have Nancy Thurlow work out with the Harbor Master to fix the float situation and bring them into compliance with the ordinance and retain the floats.

Second by Mel Atherton.

Dean Wass asked for clarification about how many floats and will the Thurlows be giving up berths?

Greg discussed the amount of berths on the existing floats.

8. Mooring list and waiting list assignments.

Greg Dow presented his goals for this seasons mooring changes.

Scott Harper asked if a person can apply for a mooring in more than one place at the same time and also can they sign up twice.

Space and swing was discussed and the moving of moorings in the North A pool.

Jon Crossman spoke about the importance of moving slowly

Mel Atherton and Mike Ryan both spoke of taking our time.

The Committee was not openly in favor of launching and floats at this time.

Mike Ryan mentioned that the Corps Permit had a deadline.

Carl Young spoke about the Ordinance allowing the Harbor Master and Harbor Committee to assign or not assign moorings as they determined to be best.

Dean Wass spoke about the float placement and what should be offered to whom on the waiting list?

Carl Young spoke about the lack of accurate documentation and maps at this point to place new moorings.

Stewart Murphy spoke about the difficulties of using GPS equipment to place moorings.

Scott Harper agreed.

#5 Consolidation deed for wharf property

Carl Young indicated that the Committee may want to review any ramifications prior to taking actions.

Motion by Mike Ryan second by Mel Atherton to have the Town's Code Officer review the consolidation of the lots for any possible future problems.

Dean Wass asked what the Harbor Committee was going to do about fixing up the Harbor master's boat?

Greg Dow explained what his plans for repairing the boat were.

Dean Wass was concerned that it would cost too much to contract out the work

Motion by Mel Atherton second by Art Paine to adjourn at 8:03.

Vote 5 Yes 0 No