

**TOWN OF SCITUATE, MASSACHUSETTS  
WATERWAYS COMMISSION**



**MEETING MINUTES  
Waterways Commission  
Wednesday, December 7, 2022  
7:00 pm  
Scituate Senior Center  
333 First Parish Road  
Scituate, MA 02066**

**Commission Members Present:** Chair; Rick Murray, Mike Gibbons, Scituate Harbormaster; Stephen Mone, Brian Kelly, Dave Sincoski, Howie Kreutzberg, Brian Cronin, Dave Haley, Associate Member; T.J. Malvesti

**Also in Attendance:** Recording Secretary; Alicia Anthony, Brendan McAuley of Scituate Police Department, EDC Liaison; Fran McMillen

**Members Not in Attendance:** Vice Chair; Dave Dinneen, Associate Member; Steve Guard, Associate Member; Kevin Norton

**Chair Murray asked for a motion to be made to call the meeting to order at 7:00 p.m., which was made by Mike Gibbons, seconded by Brian Kelly, and voted unanimously in favor (8-0).**

**Chair, Rick Murray, read the Statement of commitment to diversity, equity, and inclusion.**

**Chair Murray asked for a motion to be made to accept the meeting agenda, which was made by Mike Gibbons, seconded by Brian Kelly, and voted unanimously in favor (8-0).**

**Chair Murray made a motion to accept the minutes from the October 5, 2022 meeting, which was made by Howie Kreutzberg, seconded by Dave Sincoski, and voted unanimously in favor (8-0).**

**Chair Murray made a motion to accept the minutes from the November 2, 2022 meeting, which was made by Howie Kreutzberg, second by Dave Sincoski, and voted unanimously in favor (8-0).**

## **Harbormaster report**

### **A. Marina Rules/Contract/Dock Boxes**

Harbormaster Mone spoke about the Rules and Regulations part of the Marina contract, questioning if dock boxes should be allowed or not. He stated that with a new \$3.5 million marina, he has serious concerns on allowing people to drill holes for these. Harbormaster Mone also stated that the new floats are six feet wide compared to the old 7 feet wide ones, will have twelve and a half inch piles, and pedestals, as well as fire boxes up and down them, not leaving much room to get by if dock boxes were added. He will leave this decision up to the Select Board.

Storage of other items not permitted such as dock lines was also discussed. The board suggested putting this out to the public prior to enforcing the policies.

### **B. Code of Conduct**

Harbormaster Mone mentioned that the Code of Conduct was discussed two months ago, when he was instructed by the commission to reach out to Town Council. He worked with an attorney in town as well as Town Council to come up with a modified document, which if approved, would be sent out with the contract every year and signed by patrons before being granted a slip. Harbormaster Mone read the document to the board.

**Chair Murray made a motion to approve the proposed Code of Conduct with minor edits, which was seconded by Brian Cronin, and voted unanimously in favor (8-0).**

### **C. Town Fish Pier Regulations**

Harbormaster Mone brought up that there had been some questions on the Rules and Regulations at a previous meeting. From there, Harbormaster Mone, Member, Dave Haley, Associate Member, and Kevin Norton worked with Kevin Mirarchy on the issues. It was decided to make the regulations a little more extensive than they currently are. This includes removing boats from their town pier spots without a federal and state permits to fish. The group is also looking at editing vessel lengths that are too big for the pier. Chair Murray asked the group to put something in writing for Harbormaster Mone to send to the town's attorneys to look over and bring back to the board to approve.

### **D. Cole Parkway Dock Replacement Project Update**

Harbormaster Mone updated the board that Mike Gibbons was able to come up with 49 breakers for the project. He also reported that all fingers that were said to be removed have been, the docks have been disposed of, and tomorrow the electric system is scheduled to be dismantled. It was said that the design for recreation is currently being worked on by the engineers.

## **New Business**

### **A. Navigational Laws, Scituate Waterways**

Member, Mike Gibbons reported on a Citizens Petition he attended for the Town of Cohasset on November 15<sup>th</sup>. He conveyed that there will be an item on their upcoming Special Town Meeting, with hopes that Scituate can navigate in these spaces. Mr. Gibbons stated that the Actos of 1953 that were done were given to Cohasset to keep an eye and make rules and regulations for enforcement for Cohasset Harbor and the bay outside of it. It was said that Cohasset now wants to protect these waters from oyster farmers.

**B. Comprehensive Dredging Permit**

Harbormaster Mone reported that he is currently reviewing three responses.

**Old Business**

**A. Maritime Center Parking Lot**

Chair Murray, Brian Kelly, and Howie Kreutzberg met with Town Administrator, Jim Boudreau, regarding both the Maritime Center Parking Lot and the Maritime Center scheduling issue. It was said that there may be potential funding for the parking lot with the contributions of the Maritime Center, Boat Works, and the Waterways Commission. Their plan is to follow up with Mr. Boudreau before the holidays.

**B. Pier 44 Update**

Member, Howie Kreutzberg, reported that the town has hired a reputable design engineering firm for moving forward, as being in a flood zone, some ideas may be limited. He mentioned that there is opportunity for an open pavilion, a nice walkway, and a higher end bathroom for the property. Mr. Kreutzberg stated that to stay on schedule, they plan on going back to designers for end of month.

**C. Harbor Wi-Fi**

Brian Kelly reported that the RFP for the Harbor Wi-Fi has to be reissued. He also stated that Jim Boudreau informed him that he'd work on this post holidays and feels it will be a quick process, certain to see Wi-Fi in the harbor for the beginning of the season.

**D. Maritime Center Scheduling**

It was reported that after the team met with Town Administrator, Jim Boudreau, he was reluctant to enforce these changes, as he feels it would take away from funds. The team came up with a short-term solution, and notifications of larger parties will go out to Boat Works to see if the warning helps with the issue.

**E. Potential Hybrid Meetings (Zoom and In-Person)**

It was reported that this subject was not yet looked in to.

**Financial Update**

Brian Kelly reported that the Harbormaster's budget was approved by Capital Planning and that tomorrow it will go in front of the Advisory Board. He also mentioned that they

are waiting on the grant potential currently which will help to know how to fund the Cole Parkway Marina.

### **Participants Q&A**

Scituate Resident, Dave Dauphinee, of 356 Clapp Road, informed the board that the Shellfish Advisory Commission is scheduled to meet via Zoom on December 13, 2022 at 7 p.m. DMF will be present to explain what went on and the future of the North and South Rivers.

Scituate Residents, Bob Hamel, of 41 Damon Road, and Liam Timothy, of 41 Strawberry Lane, both of Scituate Yacht Club as well, expressed their interest on collaborating with the Waterways Commission on the dredging project. Harbormaster Mone informed them that it is currently at the part of awarding a contract for design and engineer and is most likely four years out.

### **Preliminary Discussion of Next Meeting's Date, Location, and Agenda**

- \*Harbormaster Mone will send out Regulations document.

- \*Chair Murray will follow up with Town Administrator, Jim Boudreau regarding the Maritime Center Parking Lot.

- \*Harbormaster Mone will work on draft regarding dock boxes.

- \*The group will work on language for the Town Fish Pier Regulations

- \*Howie Kreutzberg and Chair Murray will look in to the possibility of hybrid meetings.

**Chair Murray asked for a motion to be made to adjourn the meeting at 8:38 p.m., which was made by Mike Gibbons, seconded by Harbormaster Mone, and voted unanimously in favor (8-0).**