



**Waterways Commission Meeting Minutes  
Wednesday November 5, 2014  
Scituate Library  
7:15 pm**

***In attendance:*** Bob McHugh, Richard Eckhouse, Peter Toppan, Mike Gibbons, Michael Bearce, Keith Walo, Fran McMillen, Dave Glancy

*Also in Attendance;* Nancy Durfee, Jeff Frank, Howie Kreuzberg, John Murphy, Shawn Harris, Brian Cronin

**I. Call Meeting to Order** – by Eckhouse @ 7:15pm

**II. Acceptance of Agenda** – 1<sup>st</sup> Motion by Peter Toppan, 2<sup>nd</sup> Motion by Bob McHugh

**III. October 8th minutes** – 1<sup>st</sup> Motion by Bob McHugh, 2<sup>nd</sup> Motion by Dave Glancy

**IV. Opening remarks** - *Eckhouse*

The board of Selectmen will be considering our letter concerning mooring liability insurance on Sept 18th

**A. General comments** – *Eckhouse*

**B. Review of Action Items list** – Eckhouse

- Dick will send out the updated action list to the team

**V. Old Business**

**A. Marinas** – *Bearce* – Marinas are broken down and will be out on the 12<sup>th</sup>.

**Renovation to the harbormaster’s building-** the whole building will be getting a facelift.

**Town Pier-** Moving along, a fishing boat struck a town pier and wiped out a few pilings. Mike has spoken with the insurance company and they are dealing with the necessary repairs

*Howie: We had 3 allocations for the project, are we on budget for this project?*

*Mike: I will have to go back and check on this*

*Shawn: This should be a 120 day project; I’m not positive how far long they are*

*Mike: Over the next week they will start the paving, guard rail sign, stripping. There is just a set back with the pilling accident. They will need a barge to fix those.*

*Shawn: when they do the asphalt, make sure they don’t pave when it’s raining, snowing or very cold it won’t hold up*

*Shawn: Also just a heads up; there is a new law that all lobster men have to have their traps out by January*

**B. Transient mooring considerations** – *Toppan* – Brain has sent out what he and the subgroup put together, Peter read the verbiage to the committee:

**Section G of Mooring by Law**

*G. No mooring may be rented, except to transient vessels, for more than 14 consecutive days, by Launch Operators who have been approved by the Harbormaster. No transient vessels shall spend more than 28 days on a mooring in Scituate waters per season. Seasonal mooring rentals are not permitted.*

- *Any entity operating a launch in Scituate has to become a certified Launch Operator*
- *To become a Launch Operator requires the following*

- Ability to transfer passengers from the mooring vessel in a USCG inspected vessel
  - Proper insurance as specified by the BOS
  - Approved and permitted by the Harbormaster
  - Pay annual Launch Operator fee to the Town of Scituate (fee amount to be set by the BOS)
- Launch Operators will be permitted to pick up and drop off passengers at designated areas for public access in addition to their home dock.

*Any yacht club or boat club or other non-profit organization having membership of at least fifteen persons may register not more than five moorings for the use of transient vessels. These moorings shall be located outside the Federal Project Mooring Areas. Occupancy of such guest mooring for more than fourteen consecutive days by any one vessel shall be presumptive evidence of violation thereof.*

*Temporary mooring assignments may be made by the Harbormaster from the waiting list for any mooring that is not being used by the permittee with his/her boat on file with the Harbormaster. The owner of the boat on the mooring as of July 1 shall be assessed an excise tax for any year(s) the boat is on the mooring.*

## **Section 31000 Penalties**

Whoever violates any provision of this chapter or any rule or regulation adopted under 30920C. hereof, and whoever fails to obey the lawful and reasonable orders of the Harbormaster, or resists him in the execution of his duties shall be fined up to \$300.00 on the first offense and up to \$500.00 on following offenses and/or may have their mooring, dockage, or commercial access privileges revoked. This chapter shall be enforced by the Harbormaster

### **Peter suggested the following changes to included:**

*A mooring permit holder shall be able to put a vessel other than their own on their mooring for their use in the case that their vessel is unable to be used for a season or portion thereof. This alternate vessel may be rented, leased or borrowed. The alternate vessel shall conform to the size and type of the permittee's vessel.*

*At the harbormasters discretion, the permit holder may submit proof of their vessel being "under repair" and be allowed to place another vessel on their mooring for one season only*

### **Motion to accept the Transient Mooring: 1<sup>st</sup> Dave Glancy 2<sup>nd</sup> Mike Gibbons**

*Keith: I think that they are two different issues, I believe that it's opening a can of worms*

### **Amendment to separate into two motions - 1<sup>st</sup> motion Keith Walo, 2<sup>nd</sup> motion Mike Gibbons**

*Keith: My only comment is as a committee we found so many items that this would effect, if people find loop holes that we would need to address them*

*Fran: the viewpoint of s mooring rental operator, the 28 days max is not good; I don't think there should be a cumulative amount of days*

*Keith: If I am only on the mooring for 110 days then I am not on thier for the "season"*

*John: is the mooring owed by the town?*

*Keith: the space is owned by the town and the gear is owned by the mooring owner*

*Keith: did the yacht club or boat club say anything*

*Brian: I emailed both commodores, they said they were going to show up at a meeting but never did.*

*Howie: transients are being charged and the selectmen have no idea what they are being charged, or have even set the fees*

*Shawn: what are you thinking \$500? \$100?*

*Dick: We didn't set it, but \$100-500 was a suggestion*

*John: These transient boaters come in and we have been looking for dingy tie ups. Maybe the fees pay for the 30' for dingy tie ups.*

*Dick: we did get a commitment for town pier space from Mark*

*John: as far as 28 day, and as far as it being a hardship it's up to the harbormaster's discretion*

*Dick: I don't know if that is something you put in writing*

*Dave: I will not support that Motion if there is a new fee for the launch operator*

**Vote: in favor 1<sup>st</sup> motion Mike Gibbons, apposed Dave Glancy, Bob McHugh**

*Peter: I think we need to try to work out our problems before we present this to the selectmen. If everyone could come back to the next meeting with what they want to change*

**Motion to borrow boat – will be discuss at next meeting**

### **C. Status of South River maintenance dredging – Bearce**

*Dick read an email regarding the funds for the dredging that we spoke about at last meeting.*

*John: how does the sea street bridge dredging surpass the inlet in importance?*

*Dick: Brian Cronin sent me an email where he spoke about the number of boats and it was a much larger number on the Scituate side than I had thought*

*John: I understand but this inlet has become dangerous, it is about 15 yards*

*Dick: Maybe we can work with Mike to see if Marshfield can help support us*

*Howie: this has never come up to the WWC, it was never vetted by this community*

*Dick: this was a conversation between the town admin and Mark Patterson*

*Keith: Are you saying that letter is said that the number was appropriated and is a go*

*Howie: the DCR money is to be spent in a certain time*

*Nancy: do we know the time constraint*

*Peter: there must be documentation somewhere; I think it would be a good idea so we won't those documents say for how much and what it is to be used for? And let's come to the next meeting to see what we as WWC should be do.*

*Keith: Why do we need to wait a month?*

*Dick: I did ask the TA and she said she didn't realize Mark never spoke to us*

*John: so there is 170k to do the entrance of the river?*

*Shawn: Is the money sitting there or is this money they are allowing us to borrow?*

*Dick: I think our action would be to work with Mike and the TA to see how we can handle this.*

*John: why don't we do the marine park Sea Sreett Bridge and the inlet at the same time so save on mobilization.*

*Dick: I understand that the army core has a hydraulic pump that would be coming up to do this*

*Fran: A hydraulic is more of a sand pump; I don't think we can use this*

*Shawn: I will have a conversation with Tricia tomorrow, to see where this decision came from*

*Nancy: do we have a location for the dredged materials*

*Dick: I believe they are going to pump it back onto the beach*

### **VI. New Business**

#### **A. BOS remarks – Harris – What is the status for the boat the fire dept has?**

*John: we need a new engine that will cost about \$45K, I am looking for sources of funding.*

*I am looking for more information and I will present this to the selectmen and TA*

*Keith: starting next season there is going to be a police boat*

*Shawn: I would imagine they are using an existing harbormaster boat*

*John: we have an 18' skiff if we should get funding, we would give it to the harbormaster to use*

*Peter: we voted last meeting to support this, when will we have a dollar amount*

*John: \$42K for engine, estimations on a pump are coming in. I want to keep the conversation going.*

*I have a little more homework. Hope to have something in the water by July 1*

*Member Brad White has a favorable from manufacturer Evinrude that they would attempt to be as competitive as possible to offer Scituate a US brand for the fire dept. boat.*

VIII. Adjournment – *Eckhouse* @8:41pm, 1<sup>st</sup> Motion Peter, 2<sup>nd</sup> Motion Bob

**Next meeting date – December 3<sup>rd</sup> at Scituate Maritime Center 7:15 pm**

Chairperson: Dick Eckhouse – 2015

Vice Chairperson: Peter Toppan – 2016

Harbormaster: Mark Patterson

**Full Members:**

David Glancy – 2016

Bob McHugh – 2016

Fran McMillen 2015

Keith Walo -2015

Brad White 2015

Mike Gibbons -2017

**Associate Members**

John Murphy

Don Hourihan

Michael J. Sullivan

Brian Cronin (promotion to full membership)

Jeffrey Frank

Bill Schmid

Tom Anderson

Steve Guard

**Wanting to be considered for Associate Membership:**

John Vigilante

Vinnie Lanoue

**Town Selectman Liaison**

Shawn Harris

**Recording Secretary:**

Lindsey DeSimone

**Next meeting:** Wednesday December 3, 2014 at 7:15 at the Scituate Maritime Center.

**Adjournment:** The meeting was unanimously adjourned at 8:00 PM.

**Respectfully submitted,**

Lindsey DeSimone, Recording Secretary