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Town of Greenwich
Harbor Management Commission
Meeting
February 21, 2018
6:00 P.M.
Mazza Room, Town Hall

At 10:50 A.M.


Town Clerk

Minutes

Members in attendance:

Bruce Angiolillo	Chairman
Mike Van Oss	Secretary
Bernard Armstrong	
Bill Ingraham	
Frank Mazza	

Absent:

Lile Gibbons
Steve Kinner

Alternates:

Casey McKee
Don Carlson

Ex-Officio Members in Attendance:

Jim Bonney	Police Department
Roger Bowgen	Shellfish Commission
Brian Kerzner	Department of Parks & Recreation
Ian MacMillan	Harbormaster

Absent:

Sue Baker	Conservation Commission
Katie DeLuca	Planning & Zoning Commission
Rick Loh	Board of Parks & Recreation
John Toner	Board of Selectmen

Consultant in Attendance:

Geoffrey Steadman

- 1. Meeting called to order at 6:02 P.M. by Chairman Bruce Angiolillo**
In the absence of Lile Gibbons and Steve Kinner, Chairman Angiolillo seated Alternate Members Don Carlson and Casey McKee.

- 2. Approval of Minutes of the January 17, 2018 Meeting**

Motion to approve the Minutes of the January 17, 2018 Meeting by Frank Mazza, seconded by Bernie Armstrong. Motion carried (Unanimous).

- 3. Chairman's Report**

Chairman Angiolillo reported on developments since the January meeting.

- 1) Chairman Angiolillo responded to several inquiries regarding the renominations of Frank Mazza, Mike Van Oss and Don Carlson, whose current terms will expire on April 1. In response to Steve Kinner's decision to step down from the Commission at the end of his current term, the BOS has nominated Don to fill his seat, which in turn will create a vacancy for a new Alternate Member. The BOS has nominated David Noble to fill Don's seat and Mr. Angiolillo reported that he had met with David over the past month to get to know him better. Chairman Angiolillo expressed his belief that Mr. Noble will be a great addition to the GHMC. As Mr. Noble was in attendance, Chairman Angiolillo introduced him to the Commission and Mr. Noble addressed the meeting, describing his background and his interest in joining the GHMC as an Alternate Member. Mr. Angiolillo also reported that last evening, Frank, Don and David were interviewed by the RTM's Appointments Committee and each received a unanimous endorsement from the Appointments Committee (12-0). A scheduling conflict prevented Mike from being interviewed last evening.
- 2) On February 6, together with Frank Mazza, Geoff Steadman and Joseph Siciliano, Chairman Angiolillo attended a meeting with the USACE and the CT Port Authority to strategize about how to best move ahead with the dredge of the Greenwich Harbor federal channel.
- 3) On February 8, Chairman Angiolillo attended a meeting of the BOS to seek its approval of the proposed \$75 mooring fee for the 2018 boating season. The BOS approved unanimously that request and the matter of approval of the fee has been placed on the call for the March 12 RTM Meeting.
- 4) Chairman Angiolillo noted that Harbormaster Ian MacMillan was present at the January 17, 2018 Meeting and had received a copy of the draft minutes of that meeting in advance of tonight's meeting. He also noted that the Harbormaster is in attendance at tonight's meeting.

- 4. Greenwich Harbor Dredge Project Planning Update**

Frank Mazza reported on the recent meeting with representatives of the Port Authority and the Army Corps of Engineers to discuss the Greenwich Harbor Dredge Project. Frank reported that Chairman Angiolillo, Geoff Steadman and Joseph Siciliano, also attended. Frank reported that the meeting, which lasted 2 ½ hours, was a very productive meeting.

Mr. Mazza reported that the meeting participants focused on the challenges and opportunities that the project presents. The USACE estimated that dredging the entire length of the federal channel to its authorized 12' depth will entail the removal of approximately 120,000 cu yards of material. The testing previously performed indicated that approximately 50% of this material is unsuitable for open water disposal. Mr. Mazza explained that the unsuitable material is in the portion of the channel that runs north from the Indian Harbor Yacht Club to the head of the channel at the Delamar Hotel. If it were determined that it will be unnecessary to dredge to 12', but rather only to a 10' depth, that would reduce the overall amount of material by approximately 50%, which in turn would reduce the amount of unsuitable material to approximately 30,000 cu yards. As to how to handle the disposal of unsuitable material, Mr. Mazza reported on several ideas that the participants considered, including burying the material in place and capping it with suitable material, which may be impractical due to the volume; transporting it off site where it could be remediated in some way, which appears to be prohibitively expensive; the potential use of a startup recycling operation housed on a barge in New Haven Harbor that is currently in a trial phase, which would require the barge to be relocated to Greenwich Harbor for the project; use the unsuitable material for coastal resiliency, recreation and conservation projects, including raising and expanding Roger Sherman Baldwin Park and restoring marshland at the head of Bush Harbor, which would require DEEP and other regulatory approvals. In turn, the meeting participants discussed using this project as an opportunity to consider other ways to provide additional slip and dockage opportunities to provide boating access to visit Greenwich.

As part of this discussion, Mr. Mazza reported that currently there are encroachments in the federal channel. Geoff Steadman advised that the USACE will require the removal of any encroachments at the time of the dredging.

Regarding the prior testing of the dredge material, Mr. Steadman advised that more than five years has passed since the testing was done and the EPA may require retesting due to this passage of time.

Mr. Steadman echoed Mr. Mazza's characterization that the meeting was a very positive one.

5. Finance Committee Report and Approval of 2018-2019 Budget

Motion to approve the 2018-2019 Budget as presented at the January 17, 2018 Meeting by Bernie Armstrong, seconded by Don Carlson. Motion carried (Unanimous).

6. Mooring Committee Report

Mike Van Oss updated the Commission on the Mooring Committee's preparations for the 2018 season. He reported that a letter has been prepared and is being mailed to all past mooring holders updating them on the mooring system and plans for this season. He noted that a copy of the letter is also posted on the Town website. A copy of the letter is attached to the Minutes. He reported that upon approval by the RTM of the mooring fee for 2018, the Mooring Committee will then send the renewal letters by email and regular mail. This should happen by late March.

Mr. Van Oss also reported that the Harbormaster continues to fail to meet the commitments that he made to the Mooring Committee and Brian Thompson of DEEP at the January 10, 2018 meeting. (See Minutes of the January 17, 2018 GHMC Monthly Meeting). Mike noted that the Harbormaster had sent a PPMP list to Lt. Jim Bonney at the Police Department, who had turned the list over him. Mr. Van Oss stated that the list is presently being reviewed by mooringinfo.com to see if there is any information on the list that the Mooring Committee doesn't already have.

Mike noted that one of the goals for the Mooring Committee is to associate each mooring with a harbor location within the GHA.

Bill Ingraham reported that a letter is being sent to the yacht clubs that operate club managed mooring areas to remind them that any moorings deployed outside club managed fields must be individually registered with the Town of Greenwich.

7. Application Review Committee Report

Bernie Armstrong gave the following report:

"2/20/18 Received a Consultation Form to construct a residential dock and float at 4 Indian Drive in Old Greenwich. The applicant proposes to build a 4'x55' steel pier and an 8'x 20' timber float. No other information available. Committee must research further.

2/5/18 Received Certificate of Permission Application for the Town of Greenwich to modify the Cos Cob Floating dock. The application is to remove and replace the floating dock in the existing Cos Cob Marina and filed by Brian Kerzner. The work address is 0 Strickland Rd. This is a simple replacement request and the Committee is in support of it.

1/18/18 Received 'Certificate of Permission Application' for Steamboat Acquisitions LLC for property located at 700-708 Steamboat Rd to repair seawall, steps and floating dock. This is in committee for review. I see no problem with it since it is mainly repairing a seawall first built in 1934.

2/5/17 Committee sent its approval notice to DEEP

2/7/17 rec'd notice from Colin Clark (DEEP) that he is handling this application.

Also received revised drawing from Jill Pietropaolo showing distance from proposed dock to the Federal channel to be greater than 50 ft. Geoff Steadman indicated that client had amended the application to remove and reference to rights in the federal channel.

12/6/17 CLP, doing business as Eversource, applied to run a 2.3 mile power line through Bruce Park crossing under the harbor just North of the Davis Ave Bridge. At the December 20th meeting this proposal was discussed as part of a bigger project by the applicant to construct a new sub station at 290 Railroad Ave. Chairman Angiolillo has drafted a letter to Eversource management stating that the HMC has deferred a review of this request until such time that the Town's petition is resolved.

6/1/17 94 FPC LLC filed an Residential Dock application including float and davits. This is assigned to Mr. Gaucher who suggested float and davit changes to be moved inward. Mr. Gaucher has agreed with these changes but not to repair the stone revetment unless done with the fallen stones. We have no further information regarding its status.

No other permit actions were received by the ACOE or DEEP for Greenwich since the January 17th meeting.

Mr. Steadman defined and documented the 3 types of permitting requests the committee needs to become familiar with (see attachment). The committee wishes to thank Mr. Steadman for his help in better understanding the application process.

Geoff Steadman explained his understanding of the DEEP regulatory programs:

There are three different types of DEEP approvals: 1) General Permits; 2) Certificates of Permission (COPs); and 3) Individual Permits.

General Permits apply to the most minor of activities. For example, small (4/40) docks and some other things. If a dock is less than 40 feet long, for example, and doesn't extend to a water depth of more than 4 feet and doesn't interfere with navigation or damage the environment, then it's automatically approved pursuant to the General Permit. The applicant does not submit an application form but instead submits what's called a registration form to DEEP describing the proposed activity. If the proposal meets the criteria established by the DEEP, then it's automatically approved. A copy of the registration form must be sent to the HMC by the applicant so the HMC would have an opportunity to comment on the proposal. No record of these registrations is posted on the DEEP website.

Certificates of Permission (COPs) are issued by the DEEP mostly for maintenance or repair of existing structures such as docks and seawalls and for dredging of areas that previously have been dredged. Applicants submit application forms to the DEEP with a copy to the HMC. (Applicants are not required to provide copies to the Shellfish Commission so the HMC should notify the Shellfish Commission when the HMC receives the application.) There is a statutory time frame that the DEEP must follow for reviewing COP applications (they must make a decision within 90 days but can approve an application in less than 90 days), but no public notice is issued and there is no provision for public comment, except for comments by the HMC. COP applications and the COPs issued are not posted on the DEEP website but, as we discussed, an electronic copy of any COP that is issued in Greenwich waters is sent by the DEEP to the First Selectman by email.

Individual Permits are the most involved approvals and are intended for new projects or substantial expansion of existing projects. State laws known as the Structures, Dredging and Fill Act and the Tidal Wetlands Act set up the DEEP's regulatory programs for these individual permits. Applicants for individual permits (to build a new dock or bulkhead, for example) must submit preliminary plans to the HMC before submitting an application to the DEEP. If the HMC should object to the proposal, the HMC would then make that objection known to the DEEP and applicant. If the HMC has no objection to the preliminary plans being included in an application to the DEEP, the HMC would make that known and reserve the right to review the application at such time as a DEEP Notice of Tentative Determination is issued. When the DEEP receives an application for a permit, the DEEP will review it, discuss it with the Applicant, perhaps make the Applicant make some changes, and then, when the DEEP thinks the application is approvable, issue a Notice of Tentative Determination to approve the application. This Notice is posted on the DEEP website and an electronic copy is sent by email to the First Selectman. The Notice provides for public comments on the application. If the proposed project does not affect wetlands, the public notice period is 30 days. If wetlands would be affected, the comment period is 40 days. The HMC will comment within the public notice period. Also, if the DEEP receives a petition signed by at least 25 persons, then the DEEP will hold a public hearing on the

application. When a permit is issued by the DEEP, the DEEP will send an electronic copy of the issued permit to the First Selectman's office via email.

Mr. Steadman further reported that a consultation form for 4 Indian Drive was received on 2/20/2018. Advise applicant that the Harbor Management Commission has no objection going to the Permit Application at this time. Shellfish Commission Chairman Roger Bowgen requests to re-review this application at this time.”

8. Long Range Planning Committee Report

Long Range Planning Committee Chairman Don Carlson reported on the meeting of the Long Range Planning Committee held on February 21, 2018.

The Long Range Planning Committee met for an initial organizational meeting on 21 February 2018 at the Mianus Boat & Yacht Club. Present were Don Carlson, Frank Mazza, and Bill Ingraham.

Several themes emerged from the meeting as guideposts for Long Range Planning for the GHMC.

1. Given the limited funds available to the HMC, the Committee believes that GHMC funds should be used when available and appropriate to assess, evaluate, and create initial research for significant long-range projects that may shape the Harbor and waterfront areas in collaboration with other agencies and partners.
2. Committee members are in favor of projects that create a “welcoming waterfront” for Greenwich residents in general and for visitors who come by water from other places and who wish to patronized businesses in Greenwich. Illustrative examples would be:
 - a. A fishing pier and/or docks at the new Cos Cob waterfront park to encourage local people to fish on the Mianus River.
 - b. Transient docks and/or moorings in Greenwich Harbor for boaters arriving from away who wish to take advantage of Greenwich Avenue and surrounding areas (an idea also advanced by the First Selectman recently).
3. The Committee wants to find opportunities to sponsor educational events and programs that relate to long-term trends affecting the Harbor and the waterfront in general. The issues of rising sea levels and coastal resilience should be areas of primary focus. The Long Range Planning Committee can also help by looking to the successes in other harbors along the New England coast for ideas and inspiration.

4. The Committee can achieve more by seeking opportunities to work collaboratively and in partnership with other agencies such as Parks & Recreation, Marine Police, Shellfish Commission, Conservation Commission, etc. The ex officio members of the HMC from these agencies and groups can serve as natural liaisons with their respective organizations. The Long Range Planning Committee plans to actively solicit ideas and proposals from these other organizations. With the adoption of the Harbor Management Plan in late 2017, the HMC is “open for business.”
5. The Committee believes a consistent priority for long-range planning will be dredging projects to maintain and enhance the recreational and commercial value of the waterfront, while following the principles of the Harbor Management Plan to respect the importance of environmental sensitivities. Ideally, dredging projects will use creative methods to improve coastal resilience in the face of climate change and the expected increase in storm intensity and rising sea levels.
 - a. Greenwich Harbor dredging is the top priority in the immediate future as per the direction of the HMC. Possible dredging in the federal anchorage is a follow on to that priority.
 - b. The Long Range Planning Committee intends to assess the feasibility of dredging and water flow improvement projects in Greenwich Cove to mitigate and remediate the effects of man-made changes to the coastline, improve tidal flows, enhance water quality, protect environmental and shellfish priorities, and increase recreational usability for boaters and others, all in conformity with the priorities expressed in the Harbor Management Plan.
6. NEXT STEPS: The next meeting of the Long Range Planning Committee will focus on the 9 priorities expressed in the Harbor Management Plan to serve as the primary organizing framework for the future. The Committee expects the HMC to report on progress toward those priorities on an annual basis.

9. Harbormaster & Harbormaster Liaison Reports

Bill Ingraham reported that the Harbormaster is claiming that he lacks what he needs to issue mooring permits.

Mike Van Oss stated that this matter was resolved at the meeting on January 10, 2018 with members of the Mooring Committee, Brian Thompson from DEEP and the Harbormaster. The agreements reached were spelled out in confirmatory emails and set forth in the Minutes for the January 17, 2018 GHMC Meeting. As per the agreement, all administrative functions with respect to the permitting of moorings — except for the assignment of mooring locations which remains the responsibility of the Harbormaster — will be handled by the Mooring Committee.

The Harbormaster then stated that he had no completed mooring applications. Mr. Van Oss noted that the Mooring Committee has provided him with paper copies of every mooring application that the Town received in 2017, just as the GHMC had done in earlier years. Mr. Van Oss reconfirmed that the Mooring Committee will provide the Harbormaster with copies of all applications that are received in 2018, as it agreed to do at the January 10 meeting. Chairman Angiolillo reminded the Harbormaster that the agreements reached on January 10 were for the purpose of implementing the Harbor Management Plan and the Mooring Regulations, and that the Connecticut Harbor Management Act directs harbormasters to discharge their duties in a manner that is consistent with any harbor management plan that is adopted.

10. New Business

Frank Mazza noted that work is underway on a new boat ramp at the Cos Cob Marina. Brian Kerzner advised the project is expected to be completed by April 15, 2018.

11. Public Comment

Mr. Robert Lawrence, a Riverside resident, expressed appreciation for the Commission's work on the adopted Harbor Management Plan, noting the importance of the sections addressing the subject of docks and other in-water structures. On behalf of the GHMC, Chairman Angiolillo thanked him for his comments.

Dr. Doug Masi suggested entertaining a requirement that no boats be allowed to moor in the GHA over the Winter.

12. Adjournment

Motion to adjourn made by Bernie Armstrong, seconded by Frank Mazza. Motion carried (Unanimous),

Meeting adjourned at 7:36 P.M.



Bruce Angiolillo
Chairman



Mike Van Oss
Secretary

by Penny Monahan

BA

Penny Monahan assisted the
Secretary in the preparation of
these minutes.



GREENWICH HARBOR MANAGEMENT COMMISSION

MOORINGS UPDATE FOR 2018 SEASON

As we look forward to warmer months ahead, the Harbor Management Commission (HMC) has started preparing for the 2018 boating season. The Mooring Subcommittee of the HMC would like to update Mooring Holders and Applicants on the positive developments over the last 12 months relating to the Greenwich Harbors Area (GHA).

Harbor Management Plan-

After approval by the State of Connecticut, the RTM adopted the Town's Harbor Management Plan in October 2017. The Plan is now effective and represents a major milestone in the preservation, maintenance and development of the GHA. Importantly, the Plan further solidifies and enhances "**home rule**" over our waters. More information may be found on the HMC web page on the Town's website: www.greenwichct.org/government/commissions/harbor_management_commission.

Regulations for Mooring and Anchoring Vessels in the GHA-

Pursuant to the Harbor Management Plan, the HMC adopted these Regulations in December 2017, which establish uniform rules for mooring and anchoring in the GHA. The complete mooring regulations and recommended mooring tackle specifications may be found on the HMC web page: www.greenwichct.org/upload/medialibrary/4a1/Mooring-Regulations-Adopted-12-20-2017.pdf.

Online Mooring Program-

The HMC has implemented an online mooring program to manage the mooring database and allow for the upload of renewal documentation and electronic payment of mooring fees. Existing Mooring Holders will be sent a link to an individual account which **does not** require a user name or password. **Only** the link is required. The site for the online mooring program is: <http://www.greenwichct.mooringinfo.com/>.

Mooring Renewal for the 2018 Boating Season-

The requirements for mooring renewals in 2018 are unchanged from 2017. Each applicant will be required to complete and submit the Renewal Application either online or by regular mail, and will be required to provide the following information:

- 1) Current Registration or Documentation information
- 2) Current Liability Insurance of \$300,000
- 3) Tri-Annual Mooring Inspection
- 4) Payment of \$75 — subject to approval of the RTM (*please see below*)
- 5) If an existing mooring was not paid for in 2017, it cannot be "**renewed**" for the 2018 boating season. In such cases, a new application form will need to be completed and will be subject to any current waitlist.

Please email moorings@greenwichct.org with any mooring-related questions that you may have, or to update your information if you lack access to your online link.

Next Steps-

Following the RTM's upcoming consideration and approval of the mooring fee for 2018 boating season, 2017 Mooring Holders will receive Renewal Applications by email *and* regular mail. As part of the renewal process, applicants will be asked to elect their preferred method of correspondence, which may be changed at any time. Both electronic and paper documentation will continue to be accepted.

Warm regards,

Mike Van Oss
Chairman, Mooring Subcommittee
Greenwich Harbor Management Commission