FINAL

Town of Greenwich
Harbor Management Commission
Meeting
October 16, 2019
6:00 P.M.
Mazza Room, Town Hall

Minutes

Members in attendance:
Mike Van Oss              Chairman
Lile Gibbons              Vice Chairman
Bernard Armstrong        Secretary
Bruce Angiolillo          
Bill Ingraham             
Frank Mazza               

Absent:
Don Carlson               

Alternates:

Absent:
Casey McKee              

Ex-Officio Members in Attendance:
Roger Bowgen              Shellfish Commission

Absent:
Sue Baker                 Conservation Commission
Joseph Benoit             RTM
James Bonney              Police Department
Katie DeLuca              Planning & Zoning Commission
Brian Kerzner             Department of Parks & Recreation
Rick Loh                  Board of Parks & Recreation
Ian MacMillan             Harbormaster
John Toner                Board of Selectmen
Consultant in Attendance:
Geoffrey Steadman

1. Meeting called to order at 6:01 P.M. by Chairman Mike Van Oss

2. Approval of Minutes of the September 18, 2019 Regular Meeting

   Motion to approve the Minutes of the September 18, 2019 Regular Meeting by Bernie Armstrong, seconded by Bill Ingraham. Motion carried. Unanimous.

3. Chairman’s Report

   Chairman Van Oss gave a report on the Weeks Marine Mooring hearing in Stamford. He reported that the meeting was very active and the outcome was for weeks to withdraw its application.

4. Greenwich Harbor Dredge Project Planning Update

   Frank Mazza reported that the ACOE will do another harbor survey and relook at the depths throughout the harbor to see if anything has changed. The survey will take 3 days and will be made available to the HMC when completed.

5. Finance Committee Report

   Frank Mazza reported that he has begun work on the budget and asked commissioners send him any budget requirements by December 1st. The First Selectman and Budget Committee will review in January 2020.

6. Mooring Committee Report

   Bill Ingraham reported that this is an inactive time for moorings and that mooring revenue was $54,550 in 2019. This equates to 727 total paid moorings although some of the mooring fees received were for 2 years

7. Application Review Committee Report
Mr. Armstrong updated everyone with the attached report. There were two small applications on the docket for review. A general permit registration for 152 Indian Head Road in Riverside, and 28 Windrose in Greenwich. Mr. Armstrong made a motion to approve and Bruce Angiolillo seconded. The vote to approve was unanimous. Mr. Armstrong to draft required letters.

Mr. Armstrong gave the report on the September 20th meeting of the Application Review committee regarding the dock at 17 Byron Road. The full minutes of this meeting are posted on the website.

Mr. Armstrong also reported on the ACOE notice regarding the Cos Cob Kelp farm to be located NE of Payea Reach in Captain Harbor. Mr. Armstrong was asked to distribute that notice to the commission for further review.

8. **Harbormaster Liaison Report**

Bruce Angiolillo suggested that a committee be formed to identify candidates for a new harbor master. Lile Gibbons will research her notes from the prior searches. Mr. Steadman clarified that the Governor must choose from the HMC’s list of no less than 3 candidates.

9. **Unfinished Business -**

   a. **Status of Potential Dredge of Greenwich Cove**

   Roger Bowgen stated that the required survey has not yet been done.

   b. **Status of No Wake Zone**

   Bill Ingraham reported that all that GPS co-ordinates of the exact location of the no wake markers. Exact co-ordinates were required. The Town Attorney is drafting the ordinance language and its boundaries. The next step will be to seek RTM approval.

   c. **Weeks Mooring Update**

   Mr. Angiolillo suggested that the HMC send a letter to Weeks Marine recommending that it copy the GHMC all future applications to both Stamford and Greenwich and remind Weeks that they have failed to do so twice already. The reason being that all tug movement will affect GHA and its shellfish beds.
Chairman Van Oss directed the Application Review Committee to prepare this letter for review by Mike Van Oss and Bruce Angiolillo. Geoff and Bernie have the action on this.

d. Blue Plan Update

Geoff Steadman reported that the Blue Plan does impact a large area within Greenwich Harbors.

10. New Business

Bruce Angiolillo commended Chairman Van Oss on his excellent handling of the Weeks Marine issue.

11. Public Comment

None

12. Adjournment

Motion to adjourn made by Bill Ingraham, seconded by Lile Gibbons
Meeting adjourned at 7:05 P.M.

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Mike Van Oss                    Bernard Armstrong
Chairman                        Secretary

Penny Monahan assisted the Secretary in the preparation of these minutes.
Application Review Committee Report

11/20/19 HMC Meeting

Bernard Armstrong, Chairman

Casey Mc Kee, Bruce Angiolillo

Finished business

2 actions completed & will be removed from report.

1. 7/2/19 rec’d Certificate of Permission Application for 700 Steamboat Rd for waterfront improvements. Engineer Jill Pietropaolo. 7/24/19 Sent COP application letter to DEEP that this application was consistent with the Harbor Management Plan. 10/31/19 rec’d DEEP License# 201911397-COP

2. Marache Dock  Request for public hearing received by DEEP which conducted a Status Meeting including representatives of the HMC in Hartford on May 22, 2018. This was a preliminary meeting to a site visit and pre-hearing conference to be held in Greenwich on August 8, 2018 and a public meeting to be held in Greenwich on September 13, 2018.
6/6/18 received a petition of Intervention by Susan Cohen
6/13/18 received an Objection to the above petition of Intervention
6/15/18 received Susan Cohen’s response to the above Objection.
8/8/18 DEEP and HMC site visit/ and 9/13/18 Public Hearing
9/24-26 DEEP Major Hearing in Hartford. Steadman and Armstrong attended.
11/9/18 received DEEP notification that a permit to build dock has been issued
11/9/18 received Post Hearing memorandum from Bruce Cohen.
11/9/18 received Post Hearing memorandum from John Casey (attorney for Marache) This is all preliminary to the Hearing Officer making his ruling on the matter expected later this month. This can then be appealed to the DEEP Commissioner.
3/8/19 Rec’d Intervening Party’s Exception to Proposed Final Decision and Request for Oral Argument for Application No. 2015-02692. 6/21/19 set as last day for all parties to submit their respective documents.
6/5/19 Rec’d Notice of Oral Arguments to be heard on 7/24/19 in Hartford. Armstrong and Steadman to attend.
7/24/19 appeal hearing held in Hartford. Heard by deputy commissioner Susan Whalen. Geoff Steadman and Bernie Armstrong. Presenters Bruce Cohen, Jeff Caiola, John Casey. 7/9/19 Bruce Angiolillo clarified, in an email note, that the HMC does not have to intervene to express its concerns or judgement but may do both (provide written testimony (which it did) and may also intervene.

10/31/19 The GHMC received the Final Decision rendered by Susan K Whalen, Deputy Commissioner (DEEP) to support the Marache dock and commented that “ To the
contrary the Hearing Officer made it clear that the comments of the GHMC helped guide his decision making” PFD p16.

7. Open Items (pending DEEP action)

1. 12/17/18 Rec’d COP Application for Removal of Invasive Phragmites in Bruce Park, Greenwich. Coastal resources in Bruce Park are Greenwich Creek, tidal ponds and associated tidal marshes. Approved by HMC 12/19/18.

2. Rec’d DEEP Permit Consultation form for Byram Harbor Marina to replace an existing 20x87 boat ramp with a new 20x98 boat ramp and floating dock. Also, to modify the stone retaining wall to add 20’. Engineer M. Taverna. Shellfish commission sees no adverse impact to shellfish areas. Recommended position. The Harbor Commission has no objection to proceeding with this permit application and finds this proposed activity consistent with the Harbor Management Plan. Letter sent 2/22/19. 4/15/19 rec’d copy of the published notice for the application for the proposed boat ramp at Byram Park. Now under review by DEEP.

3. 6/24/19 Sent out signed Pre-application approval letter and signed HMC Consultation Form to Matt Taverna et al for 89 River Road marina.

4. 6/24/19 Sent signed Pre-application approval letter to Jill Pietropaolo at Race along with the signed Deep Permit Consultation Form (file 17 Byron Dock).

5/21/19 rec’d Certificate of Permission Application Form for 8 Eggleston Lane to rebuild a stone seawall. Engineer Jim Bajek. See Dock application now permitted. 2 separate Permission Applications.

5. 7/29/19 Structures, Dredging & Fill and Tidal Wetlands for marina improvements for 89 River Road, Cos Cob. Sent to committee on 7/29/19. No action required

6. 9/23/19 General Permit Registration Form for 152 Indian Head Rd for waterfront improvements to replace broken timbers and gangway and ramp. HMC voted in favor at 10/16/19 meeting

7. 9/23/19 Certificate of Permission Application for 28 Windrose, Greenwich for waterfront improvements to repair revetment and floating docks. HMC voted in favor of at its 10/16/19 meeting

New Business
0 new Business Items to review at the 11/20/19 HMC Meeting

No other permit actions were received by the HMC affecting the GHA since the September meeting.