



Harbor Management Commission

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Regular Meeting Minutes
Thursday, January 27, 2023, 7:00 p.m.
Town Hall Meeting Room B & Zoom

1. Call to Order

Chairman Terry Stewart called the regularly scheduled meeting of the Essex Harbor Management Commission to order at 7:00 p.m.

2. Attendance

Members Present: Jeff Going, Bill Herlihy, Susan Malan, Kit Schellens, John Senning, Terry Stewart, Brian Weinstein

Others Present: Dave Fasulo, Deputy Harbor Master, Paul Riggio, Harbor Master

3. Election of Officers

MOTION made by Susan Malan to elect Bill Herlihy as Vice Chair and Treasurer and Terry Stewart as Chair for the next year. **SECONDED:** Kit Schellens; **Voting in Favor:** Jeff Going, Susan Malan, Kit Schellens, John Senning, **Opposed:** None; **Abstaining:** Terry Stewart; **Approved:** 4/0/1. **Discussion:** No further discussion.

4. Approval of the December 2022 Meeting Minutes

The December 15, 2022 regular meeting minutes were reviewed.

MOTION made by Kit Schellens to approve the December 15, 2022 regular meeting minutes. **SECONDED:** Jeff Going; **Voting in Favor:** Jeff Going, Susan Malan, Kit Schellens, John Senning, **Opposed:** None; **Abstaining:** None; **Approved:** 4/0/0. **Discussion:** No further discussion.

5. Public Comment: None.

6. Financial Report

Bill Herlihy presented the January financial report for the Liberty Checking, Public Access, and General bank accounts, with a total funds closing balance as of January 26, 2023 of \$47,510.68.

MOTION made by Kit Schellens to approve the January 2023 financial report as presented. **SECONDED:** Jeff Going; **Voting in Favor:** Jeff Going, Susan Malan, Kit Schellens, John Senning, **Opposed:** None; **Abstaining:** None; **Approved:** 4/0/0. **Discussion:** No further discussion.

Bill presented two invoices for approval. One was for our part of the App Geo invoice to the Town in the amount of \$384.00 and the other from Dauntless Shipyard & Marine in the amount of \$3,139.66.

MOTION made by Jeff Going to approve the two invoices as presented. **SECONDED:** Susan Malan; **Voting in Favor:** Jeff Going, Susan Malan, Kit Schellens, John Senning, **Opposed:** None; **Abstaining:** None; **Approved:** 4/0/0. **Discussion:** No further discussion.

7. Harbor Master Report

Dave Fasulo has started the first round of inspections at the Boat Club. He has tagged all the gear that needs to be repaired or replaced. They will get back to him when the work is done and Dave will then do a second round of inspections. He estimates 80-90% of repairs are needed at this point.

There are 86 approved mooring permits for the 2023 season. The mooring permit wait list renewal period has concluded. Wait List applicant Ed Whitaker was offered a permit but has declined and does not wish to request a sabbatical or remain on the wait list.

All commercial renewals have been received. The only issue is with Frostbite who sent the check but not the signed form. EYC is following up with them on our behalf.

Three new Bushnell Access Wait List applicants:

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- John Ravenna, 1.18.23
 - Mark Trojanowski, 1.22.23
 - Karen Trojanowski, 1.22.23
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This brings us to a total of 54 Bushnell Access wait list applicants.

The Bushnell Access Small Vessel Renewal period is scheduled to begin on February 1st.

Updated lists of sabbaticals, mooring permit and small vessel wait lists, and the 2023 mooring permit list will be prepared, filed and posted.

Paul shared John Senning's draft memo regarding our efforts to come up with some type of proscriptive provision regarding the use and operation of sailboards or self-propelled watercraft in the main area of Essex Harbor. This issue was discussed at length and John explained his approach, research and rationale in drafting this. Paul has discussed with Tim Delgado at DEEP what their concerns are in writing an ordinance that DEEP could support. Paul thinks John is right on target with his approach to this issue which is to make it clear that attempting to accomplish the goal of improved safety on a potentially enforceable basis would better be accomplished by way of a broad prohibition of certain watercraft rather than attempting to rely on speed or wake standards.

With the Commission's approval, Terry moved to the Harbor Management Plan Update as it has relevance to this discussion. He noted that we are in contact Marcy Balint, the person at DEEP who has been assigned to review our plan. We have given her our updates and are waiting to hear back from her. The intent at this time is not to make any more updates until we have heard back from her.

As a next step, John will make some modifications to the draft ordinance. It will ultimately be incorporated into our plan update which will need to go to a Town meeting for approval.

8. Harbor Management Business

Jeff reported that the Army Corps has confirmed that everything needed for the rock pile project in order for them to make a judgment has been submitted and we are hoping for an answer within the next couple of weeks.

Norm Needleman, Bruce Glowac and Jeff met with five DEEP officials on January 13th. Norm expressed our concerns over the delay in the dredge fill permit. They have been talking about a couple of issues for over six months. In theory, they are going to identify the key points they need answers to in order to move forward. Norm urged that this not take months to get this done.

9. Town Public Access Points

There are six unclaimed vessels at DPW. There is one that has an EHMC sticker on it. The owner will be identified and contacted. It was decided to dispose of the unclaimed vessels by way of the Town's process of a public auction. Betsy was asked to work with Maria in the Selectmen's Office on this.

10. Harbor Management Plan Update

See above.

11. Correspondence: None.

12. New Business

Jeff has been working with Safe Harbor to review the condition of the buoys and markers and identify what needs to be done by way of repairs. He will get pricing from them once the needed repairs are identified.

13. Adjournment

MOTION made by Susan Malan to adjourn the meeting at 7:40 p.m. **SECONDED: John Senning; Voting in Favor:** Jeff Going, Susan Malan, Kit Schellens, John Senning, **Opposed:** None; **Abstaining:** None; **Approved: 4/0/0. Discussion:** No further discussion.

Respectfully Submitted,

Betsy McLaughlin
Recording Clerk