



Town of Barnstable

Waterways Committee

1189 Phinneys Lane, Centerville MA 02632

www.townofbarnstable.us

Waterways Committee Meeting Minutes April 23, 2024

A meeting of the Town of Barnstable Waterways Committee was held via Zoom as approved by the Town Manager with the Committee's approval.

I. Call to Order

The meeting was called to order at 7:02 pm by Chairman Paul Everson. Quorum has been confirmed and Everson read the following notice at the beginning of the meeting:

NOTICE OF RECORDING "Please note that tonight's meeting is recorded and broadcast on Town of Barnstable's Government Access Channel and, in accordance with MGL Chapter 30A, s. 20, I must inquire whether anyone is taping this meeting and to please make their presence known."

Roll Call:

Board Members present: Paul Everson, Chairman; Peter Cross; Greg Egan; Gary Shramek; Todd Walantis

Board Members absent: None.

Town Staff present: Brian Taylor, Harbormaster (HM); Jay Horn (DHM), Deputy Harbormaster/Mooring Officer; Alicia Lauzon, MEA Administrative Assistant

Town Council Liaison Absent: Paul Neary

Public: Jacob Angelo, Attorney David Lawler – representing Mr. Angelo, Rachel Lynn, Caleigh Carrol, James Crowley, Jeffrey O'Neil, John Healy Jr., John O'Dea, Sarah Norton, Mark Burgess, Tony Day, Celeste Howe, John Hughes Jr. (at 8:10 pm)

II. Meeting Minutes:

1. March 26, 2024, Waterways Committee Meeting Minutes **A motion was made by Peter Cross and seconded by Todd Walantis to approve the March 26, 2024, meeting minutes as written; all in favor of accepting minutes as written.**

III. Notices of Intent (NOI):

1. Hyannis Harbor Tours, Inc., Murray Scudder, 220 Ocean Street, Hyannis, MA 02601, Map 326/Parcel 069, 070, 07 1001. The applicant proposes to perform maintenance dredging by mechanical means. The dredge material will be transported by barge to the Dockside marina EEP Water Pollution Control dewatering site. After dewatering the material will be transported to an upland disposal site.

DHM Horn states this was discussed a little bit at the last meeting. The dredging has already started and should be wrapping up shortly.

2. The Niki Lariviere Trust, Gerald A. Kashuk, Trustee, 188 Bayshore Road, Barnstable, MA 02601, Map 325/Parcel 85. The applicant proposes removal of the existing shorefront protection and replacing it with a properly designed short rock revetment. No work to the dock and no dredging is proposed at this time.

DHM Horn states he has no concerns for navigation. Mark Burgess states all work will be done above the mean high-water line, just replacing the existing protection with a proper revetment. All in favor by roll call.

3. George and Laurie Attar, 306 Long Beach Road, Barnstable, MA, 02632, Map 185/Parcel 24. The applicant proposes reconstruction of the existing dock and extending it 13 feet, for a total of 29 feet long. The floats will be shortened to two (2) 8'x16' floats, and the dock is proposed to be raised up three (3) feet.

Mark Burgess states the applicant has noticed at extreme low tides, the bough of the boat and the floats are on the mud. The applicant would like to extend the dock so that it becomes a little bit deeper. There are concerns about the dock extending out further than the surrounding docks, making navigation too tight. HM Taylor states he does not support anything encroaching further into the Centerville River. Maintenance dredging was recommended as an alternative. None in favor by roll call.

4. Maria G. & Peter J. Smail, 339 Eel River Road, Osterville, MA, 02655, Map 115/Parcel 030. The applicant proposes to install float piles to secure the float instead of the existing bracket, which will provide more secure anchoring of the float and easier seasonal removal than the existing system.

DHM Horn states there is no change in the structure, and he does not have any concerns for navigation. All in favor by roll call.

IV. Mooring Appeals:

1. O'Neil, Jeffrey, HP/158 Missed the deadline; permitted since 2018.

Jeffrey O'Neil presented that this mooring was originally his grandfather's, then his father's, and now his. He thought he had renewed it and would like another chance to keep the mooring.

2. Healy, John Jr., CR/14A Missed the deadline; son of the same name is assisting his father due to health issues; permitted since 1999.

John Healy Jr. presented on his father's behalf. He usually helps his father with the mooring renewal, he thought it was done when he paid for the small vessel sticker. He spoke with Pam about transferring the mooring to make the renewal process easier.

3. Carroll, Caleigh Erin, PC/73 Missed the deadline; permitted since 2017.

Caleigh Carroll presented that her and her husband each thought the other had taken care of the renewal.

4. Norton, Sarah, EB/033 Missed the deadline; newly permitted from the waitlist in October of 2023.

Sarah Norton was permitted a mooring in October and stated that she thought she had until next October to renew it.

5. Crowley, James W, RP/051 Missed the deadline; permitted since 2003.

James Crowley presented that both him and his wife had been in the hospital and the renewal had gotten lost in the shuffle.

6. Hughes, John, CBS/24 Missed the deadline in 2023; permitted since 1996, son John Hughes Jr. to assist with appeal.

As John Hughes was not present at the time of discussion, DHM Horn suggested this get moved to the next meeting. John Hughes Jr arrived at the meeting at 8:10 pm and presented his father had some health issues and the ball got dropped with the 2023 payment. DHM Horn would need permission from waterways for Mr. Hughes to pay for the 2023 and 2024 mooring renewal and fees and then have his father transfer the mooring to him. This was approved and all in favor of reinstation by roll call.

Peter Cross advised all appeal applicants of the one strike policy and to mark it on their calendars to get it done every year. All appeals were approved for reinstatement.

V. Old Business:

1. Angelo, Jacob 46 Meadow Lane, West Barnstable, MA 02668, Fish Trap/Weir application (Continued from February 27, 2024)

Discussion followed with continued concerns of safety from the committee members if this were to begin Labor Day. Paul Everson moved the committee recommended the fish weir get permitted for one year with an annual review to extend after that year, beginning on September 8th. Peter seconded the motion, all in favor by roll call.

2. Mooring regulations: **HM Taylor states the mooring regulations are still up in the air regarding the waitlist. A town meeting is needed after internal discussions within the Harbormaster's office.**

3. Marina fees: **HM Taylor states he would like to have a scheduled Zoom workshop with all the slip holders invited on May 21st at 6 pm before the Waterways Committee meeting. An in-person meeting would like to be held in August. A date for August will be talked about in the workshop.**

4. Waitlist Offerings, regarding individuals who pass: **DHM Horn would like to change the regulations for the waitlist, so that individuals who pass when offered a mooring would go to the bottom of the list. He suggested they move this to September for a workshop to be put into effect for the 2025 year.**

VI. NEW BUSINESS:

1. Huckemeyer, Tyler (BPMA4) regarding a change in plan for slip held at Bismore Park Marina; Vessel Isabella H for 6-person fishing charters.

HM Taylor suggested moving this item to next month's meeting since Tyler Huckemeyer was not present. HM Taylor states he is in support, and the vessel fits in the location, but it does need to come before the Waterways Committee.

VII. CORRESPONDENCE: None

VIII. Harbormaster Report: DHM Horn states that the Marinas will be opening, and seasonal employees will be starting on May 1st. Starting May 1st, the Harbormaster staff will also be starting small vessel decal checks.

IX. Matters not reasonably Anticipated by the Chair: None

X. Adjournment:

There being no further business, a motion to adjourn was made by Peter Cross and seconded by Gary Shramek; unanimously voted by roll call to approve the motion to adjourn at 8:26 PM.

Respectfully Submitted,
Alicia Lauzon, MEA Administrative Assistant