

Meeting Minutes

February 4, 2004

Members Present: Alice Brock, Heather Bruce, Gerard Irmer

Members Absent: Beverly Dwyer Ormston, Melville Cote(Excused), Kerry Adams (Excused)

Advisory Staff: Jon Gilmore (Absent)

Harbor Master: Chris Flavell

Pier Manager: Rex McKinsey

The meeting was called to order at 4:30 p.m.

AGENDA

Review and approve minutes of January 7th, 14th, 21st and 26th 2004

Discussion was raised on the minutes, however it was thought best not to discuss them without the members responsible for the minutes present.

Motion by Heather Bruce: Table discussion and review of minutes from January 7th, 14th, 21st and 26th meetings as Beverly Dwyer Ormston, and was not present to revise them, and other members not present to approve them.

Alice Brock seconded the motion and it was unanimously passed.

PUBLIC STATEMENTS

Jim McGowan suggested an additional stipulation for the Harbor Plan. He wanted to add "no agency, department, state or federal may do anything to the harbor without bringing it to the Harbor Committee first. This way the Harbor Committee will know all that is going on with anything that affects the harbor. For example the Macmillan Pier Corporation would need to go to the committee to get additional floats before state or federal departments could issue a license. The committee agreed that this is a good guideline to put in the Harbor Plan, even though it will be a guideline not a law.

MEMBER STATEMENTS

Jerry Irmer

Welcome to the newest inducted member of the Harbor Committee Alice Brock.

Jerry also passed out an email letter from the Army Corps of Engineers replying to the question of why the breakwater doglegs were never completed.

Alice Brock

Alice called the office of Ben Lynch and spoke with Michael Girvan of the DEP Waterways Program to seek out the documents of the original development of the Schofield Line. Mr. Girvan said, "he could not send the document because he had no secretarial help and suggested either going to Warren Alexander, the building commissioner of Provincetown, or to travel to Boston and Xerox them herself." Although the members of the committee discussed the best way of obtaining the documents, all agreed this was a good first step in understanding the line in order to challenge it in the future. Alice said she looked forward to understanding the definition of the Schofield line so they could better inform the public as to what is going on and in time, work to amending it.

Heather Bruce

Ms Bruce brought out the Water Use Section of the Harbor Plan and wanted to make comments on wording and ask questions of Chris Flavell. On page 2 she clarified the definition of Aquaculture with Mr. Flavell to understand that it is meant to justify the use of a float for shellfish transfer.

She requested the committee elaborate on the definition of the Harbor Access Gift Fund to define and limit

the Gift Fund uses.

She also wanted to clarify in Section V-12 that the use of the wording of 'fin fish pen' does not lead to the acceptance of fish farming, all agreed the idea of fish farming was bad, but that the language was sufficient in explaining the Harbor Committees intents as is.

Section V-13 – Recreational Boating was discussed to clarify for all that the intent of any Harbor Committee allowances for aiding recreational boaters would be moderate, and that improving the existing limited town facilities in small ways would be all right.

The language used to describe the subjects of water taxis, waste dumping and ramps, launching and parking areas was discussed and all agreed that minor changes in then wording was acceptable and the intent of the Harbor Plan was moderate and congruent with the committees wishes. Jerry Irmer and Heather Bruce suggested the purchase of a larger pump-out boat and supporting staff for commercial size boats as well as the development of frequent water quality testing throughout the harbor.

NEW BUSINESS

Chapter 91 Filing, 253a Commercial St, Heller property, Ginny Binder presenting

Ginny Binder was absent and was rescheduled to attend on the meeting of February 18, 2004.

Motion made by Alice Brock to Table this item until the February 18th meeting.

Heather Bruce seconded the motion and it was passed unanimously.

Chapter 91 Amnesty License Application, 655 Commercial St, Pressman property

Maintain bulkhead and stairs, which are existing structures. Rex McKinley explained that this application was before the committee during its public comment period, and that the committee should review the applications before meetings and discuss concerns or objections of the application and submit that in writing to the DEP.

Heather Bruce expressed concern about the definitions of this applications bulkhead becoming compromised upon further Chapter 91 pursuits; she would draft these concerns in a letter and bring it before the committee at the next meeting.

Motion was made by Alice Brock to Table this item in order for Ms Bruce to draft her comments to the DEP and discuss the statements with the other members at the next meeting on February 11, 2004.

Heather Bruce seconded the motion and it was passed unanimously.

Groins not visible at high water, how resolved

Heather Bruce suggested to ad a "caution" sign on top of a pole on each end of the groin for safety. Rex McKinley agreed that the groins were of great aesthetic appeal and should be preserved safely, however that the local motor boaters knew where to avoid the structures. He suggested using the Harbor Access Gift Fund to purchase new 'top stones' that would be visible on the groins at high tide. All agreed.

OLD BUSINESS

Harbor Plan Revision Subcommittees – reports

All discussed this topic during Member Statements to satisfaction.

Mooring Fees

Residency defined: Chris Flavell pointed out that residency is well defined by the town for matters of taxes and property, and that those should be the basis of any committee decisions.

Protected vs Unprotected Moorings:

Chris Flavell explained there is not currently a definition of this to base fees on, but they are in the process of assessing it now and will begin to define it soon. They have started the idea of giving away 'choice' moorings to those who need it most and develop a waiting list.

Inshore vs Offshore Moorings:

Jerry Irmer and Chris Flavell agreed that a low water mark boundary should be used for assigning greater or lesser mooring fees.

AmeriCorps Cape Volunteer research projects, William P Shepa, presenting

Mr Shepa was absent; Alice Brock said she would make an effort to contact him. The committee redefined what they wanted out of an Americorps Volunteer. They needed to continually request work grants and annually ask for volunteer help, in the past this help was used for small and large beach cleanup projects. There had also been a large-scale historic research study done, however it was not solid enough to be used for legal action. The committee discussed possible future projects for the Americorps of Cape Cod.

SET TIME AND DATE OF NEXT MEETING

The next meeting will be in Caucus Hall on Wednesday February 11th, 2004 at 4:30pm. The agenda for the meeting still needs to be finalized.

**Motion moved by Alice Brock: Adjourn Harbor Committee Meeting of February 4, 2004.
Heather Bruce seconded the motion and it passed unanimously.**

The meeting was adjourned at 6:05p.m.

Respectfully Submitted,

Alison Boutin

Approved by *G J* on *Feb 18* , 2004.
Gerard Irmer, Chariman