

Town of Barnstable

Waterways Committee

1189 Phinney's Lane, Centerville MA 02632

www.townofbarnstable.us

Waterways Committee Meeting Minutes February 25, 2025

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 6:00 PM by Chairman Paul Everson. The quorum was confirmed and Paul 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 Website, 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

Gary Shramek

Greg Egan

Jacob Angelo

Todd Walantis

Board Members absent: None

Town Staff Present:

Derek Lawson, Director

Brian Taylor, Harbormaster (HM)

Jay Horn, Deputy Harbormaster (DHM)

Kathleen Connolly, Assistant Town Attorney

Town Council Liaison: None

Public:

Nathaniel Drake, Steve LaBranche (Wilkinson Ecological), Nate VanDuzer (Barnstable Marine), Joe Huckemeyer

II. Meeting Minutes:

A motion was entertained by Paul Everson, moved by Todd Walantis, and seconded by Gary Shramek to approve the January 28, 2025, meeting minutes as written. All in favor.

III. EXECUTIVE SESSION:

1. **Karl Niehoff dba AGL Mooring and Dock vs The Barnstable Waterways Committee/Town of Barnstable** – Executive session for the purpose of discussing litigation strategy with respect to the case in the Barnstable County Superior Court (DOC#2572CV0067) by Karl Niehoff dba AGL PO Box 808, Hyannis Port, MA 02647 appealing in nature of certiorari pursuant to Massachusetts General Laws Chapter 249, Sec 4 from decision to revoke the Mooring Servicer License if the chair determines that an open session could be detrimental to the Committee's and the Town's litigation position.

Greg Egan makes a motion to Executive Session and offers to read the above Executive Session language to the committee. Seconded by Todd Walantis. Paul Everson agrees that it would be detrimental to the Town's Position. All Committee Members answer "Yes" to go into Executive Session.

IV. Notices of Intent (NOI):

1. Bluefield LLC, 571 Old Post Rd, Cotuit MA 02635 (map 054, parcel 018). Applicant proposes seasonal ramp and float.

Deputy Horn expresses that he would like to defer this topic to the next meeting so that Harbormaster Staff has more time to review. All members agree to defer the topic to the next meeting.

2. 309 Bay Ln. Centerville, MA 02632 (map 186, parcel 014) Proposed is an invasive plant removal and native plant restoration to multiple areas of the property along with the construction of a reinforced high marsh system and placement of a salt marsh pillow in order to stabilize and revegetate the base of the coastal bank.

Steve LaBranch from Wilkinson Ecological gives a short summary of the project to the committee and explains how all will be done outside of mean high water. Deputy Horn explains where the project is located and how he does not see a concern for any navigational hazard. Paul Everson entertains a motion to approve. Jacob Angelo makes a motion to approve, seconded by Gary Shramek. All in favor.

V. MOORING APPEALS: NONE

VI. OLD BUSINESS:

1. Mooring Workshop March 18, 2025 6:00 p.m.

Deputy Horn explains how the workshop needs to look over the town's license servicer regulations as well as entertain some possible changes to the regulations. Deputy Horn also wants to discuss the town's mooring permit procedure.

VII. NEW BUSINESS:

1. Nate VanDuzer requests to make mooring BHE/30 a transient mooring in case a customer/visitor is in need of a spot for a night.

Deputy Horn explains that BHE/30 is currently permitted to Christopher VanDuzer. Nate VanDuzer explains how they are looking to make the mooring a transient mooring. Harbormaster Taylor expresses concern about the mooring currently being permitted in an individual's name and not the business. Harbormaster staff suggests that Christopher VanDuzer apply for a transfer of mooring to a commercial mooring tied to the business first, then move forward to requesting a transient mooring. Paul Everson agrees with the steps suggested.

VIII. CORRESPONDENCE:

1. Than Drake "Pirate Adventures" Request a discussion of correspondence sent regarding dockage at Bismore Pak Marina.

Harbormaster Taylor explains how staff is working on making measurements between the slips and is working with Pirate Adventures on a solution. Than Drake explains his view to the committee and expresses how the narrow slip is unsafe to operate in. Jacob Angelo asks Than Drake about beam size between Sea Gypsy and its neighbor. Todd Walantis explains he does not want to see the committee come to a premature solution especially when Than Drake and Harbormaster Taylor have an open line of communication, Greg Egan agrees to leave the matter to the discretion of the Harbormaster.

Joe Huckemeyer explains how he has no issue maneuvering a much larger vessel in and out of the slip, and how he does not see what the problem is with docking. Joe Huckemeyer explains how he does not want to move to any other slip and how he thinks he is the best neighbor for Pirate Adventures' situation.

Harbormaster Taylor explains how he will be working with Than Drake and Joe Huckemeyer on the matter in the future.

Than Drake makes final comments on Huckemeyer's boat and its 20" fenders expressing how tight the space is.

IX. HARBORMASTER REPORT

Deputy Harbormaster Jay Horn explains that the Harbormasters office is slightly behind in mooring renewal season due to staffing changes. Deputy Horn explains that stickers are being mailed out as fast as staff can, and all is going smoothly so far. Deputy Horn states February 28th is when all annual permits need to be renewed without a late fee, followed by March 31st as a second deadline including a late fee. Deputy Horn explains that this year the waitlist deadline has moved from February 15th to February 28th. Deputy Horn explains that staff are still working on boat maintenance for the upcoming season.

X. MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR: None

XI. ADJOURNMENT: There being no further business, motion to adjourn by Jacob Angelo.

Respectfully submitted,

Tyler McKay
Assistant Harbormaster
Town of Barnstable