



Town of Southwest Harbor
Harbor Committee
1/9/2023

Attendance

Committee members: Anne Napier, Donald Sullivan , Nick Madeira, Corey Pettegrow, John Stanley, Ron Weiner, Mike Brzezowski

Excused Absences:

Unexcused Absences: None

Harbor Master: None

Public: Jim Bracy, Piper Curtin

Selectboard Liaison: Jim Vallette

Motions During Meeting

- **Motion by John:** Approve December minutes (Mike Seconded) (6:0 Corey Abstained)
- **Motion by Ron:** Formally request to participate in the development in the harbor budget (Anne Seconded) (7:0)
- **Motion by Corey:** Request to the Harbormaster that he attend all harbor committee meetings as was previously the standard protocol. (Ron Seconded) (7:0)
- **Motion by Ron:** Sec. I Pg.3 (Corey Seconded) (7:0)

- **Motion by Corey:** Recommend that the ramp finger float (Listed as “Main finger floats”) schedule be changed back October 15th (Donnie Seconded) (7:0)
- **Motion by Ron:** Expedite the haul out of all remaining floats before they sustain more damage, no later than this Friday. (Corey Seconded) (7:0)
- **Motion by Ron:** Recommend the town look into repair compensation to the owners of Heather & Emily, Ground Tender, and Pocket Change after their vessels were damaged by Naham Kelly’s vessel after breaking free from its mooring. (Corey Seconded) (7:0)
- **Motion by Ron:** Recommend Sec. I Pg.3, C. sec. 2: should include shore lands i.e.: Cable Crossing, Lawler Lane, Harbor Ave, and N. Causeway Ln (Corey Seconded) (7:0)
- **Motion by Mike:** Sec. IV Pg. 9, C, 4: Change to “The Town of Southwest Harbor does not Lease Municipal Floats” (Nick Second) (7:0)
- **Motion by Anne:** Sec. IV Pg. 10, D, 2: Remove whole item section for “Ferry Service” (John Seconded) (6:0)
- **Motion by Anne:** Section IV Pg. 8, A, 15: Add Mooring Registration Procedures: No person may bring into or maintain in the harbor any derelict watercraft, watercraft for salvage, or abandon any watercraft in the harbor without a permit from the Harbor Master. All vessels utilizing town leased mooring facilities must be able to maneuver under its own power(engine/sail/oars/etc.). At a reasonable request of the Harbor Master, vessel owners must show that their vessel is capable of maneuvering under its own power (within three days). (Corey Seconded) (6:0)
- **Motion by Corey:** Section V - Safety Regulations, D: Vessel owners are solely responsible for the safety and security of their watercraft while underway, at anchor, or on any mooring within Southwest Harbor’s

jurisdiction. Any safety hazard(s) resulting from neglect of vessel or its mooring equipment which endangers persons or property shall be subject to the loss of mooring privileges for not less than one year and loss of any assigned moorings until one is available. (Anne Seconded) (6:0)

- **Motion by Corey:** Section VI, R – Add Prohibited Acts: No personal property shall be left on the Town docks when winds are predicted to reach in excess 40kts or when high tide is predicted to be greater than 15ft above Mean Low Water. All gear shall be removed no less than six hours from these conditions. (Donnie Seconded) (6:0)
- **Motion by Mike:** Sec. VIII Pg.13, B.: boat docking tickets should be increased to \$150.00 from \$25.00 (Corey Seconded) (6:0)
- **Motion by John:** Sec. VI, Pg. 12, O: Change to “No personal property shall be left on the Town docks for more than 24 hours. Any personal property left longer than 24 hours will be subject to a penalty of \$150 per day. (Corey Seconded) (6:0)
- **Motion by John:** Sec. VII. Pg.13, F: Add “The penalty for any personal property left longer than 24 hours will be subject to a penalty of \$150 per day. (Corey Seconded) (6:0)
- **Motioned by John:** Correct typos noted throughout attached Ordinance (Mike Seconded) (6:0)
- **Motioned by Corey:** Combine “Coastal Water and Harbor Ordinance” and “Ordinance on the Use of Docks, Piers, Wharfs and Other Such Facilities to Transfer Ship Passengers” (Anne Seconded) (6:0)
- **Motioned by Anne:** Sec. VII. Pg.13, G: Add “Any unpaid user fees will result in the loss of harbor privileges.” (Corey Seconded) (6:0)
- **Motioned by Corey:** Motion to adjourn. (Donnie Seconded) (6:0)

I. Call to Order/Roll Call

A. 6:04pm

II. Visitors to be heard not on the agenda

- A. Jim Bracy: his vessel and at least two others were damaged when Nam Kelly's boat broke free
- B. Jim Bracy: Lower town hoist needs service. The rope was shortened and not attached properly. The rope cut free while he was loading boat trays. Someone put another line on for now, but it is not properly sized and jamming.

III. Approval of Minutes-12/12/2022, 9/12/2022, 8/8/2022, 7/11/2022, 6/13/2022

- A. 12/12/2022 Approved

IV. 2023 Southwest Harbor, Harbor Budget

- A. Harbor Dept. Budget (*the list below is sampling only*)
 - 1. Budget for new Harbormaster building: \$3,250 added to a new total of \$28,590
 - 2. \$65,000 for Manset property total
 - 3. \$26,315 Lower Town Dock
 - 4. \$65,000 General fund
- B. The committee has not been invited to discuss the budget this year. In previous years the Harbormaster would bring the CIP to the Harbor Committee.
- C. Anne voiced concern that the Harbor Committee was not included in the process and Nick agreed.
- D. Harbormaster building is NOT on the selectboard meeting tomorrow.
- E. Jim Vallette, as liaison to the harbor committee, will present the harbor committee's request to participate in the budget.

V. Harbor Master Report

- A. Built and Installed Information Board on exterior of Harbormaster office
- B. Sealed numerous exterior holes and gaps in office to prevent water intrusion
- C. Dealt with severe fly infestation - used bug fogger with limited results.
- D. Clean and Organized Harbormaster truck and office.
- E. Inspected Manset lot drainage - As of 30DEC22, no issues seen.
- F. 23DEC22 – Naham Kelly vessel broke free of moorings and ran aground on shoal north of Dysart’s pier.
- G. Mr. Kelley is currently in process of refloating vessel.
- H. 22DEC22 - All rental moorings and No Wake buoys removed and stored at Public Works
- I. Received training on camera system from Connectivity Works. As of Jan 3 rd , 8 of 9 cameras are
- J. functioning properly. Techs will be making a stop to troubleshoot the camera on Lower Town Dock.
- K. Conducted CIP inspection on Manset, Lower Town, and Upper Town docks.
- L. All floating piers are removed and stored at Manset.
- M. Harbormaster Boat is serviced

VI. Ordinance - edits/ ideas.

- A. Sec. I Pg.3, C. sec. 2: should include shore lands i.e.: Cable Crossing, Lawler Lane, Harbor Ave, and N. Causeway Ln
- B. Sec. IV Pg. 9, C, 4: Change to “The Town of Southwest Harbor does not Lease Municipal Floats.”
- C. Sec. IV Pg. 10, D, 2: Remove whole item section for “Ferry Service”

- D. Section V - Safety Regulations, D: Vessel owners are solely responsible for the safety and security of their watercraft while underway, at anchor, or on any mooring within Southwest Harbor's jurisdiction. Any safety hazard(s) resulting from neglect of a vessel or its mooring equipment which endangers persons or property shall be subject to the loss of mooring privileges for not less than one year and loss of any assigned moorings until one is available.
- E. Section VI, R – Add Prohibited Acts: No personal property shall be left on the Town docks when winds are predicted to reach in excess 40kts or when high tide is predicted to be greater than 15 ft above Mean Low Water. All gear shall be removed no less than six hours from these conditions.
- F. Sec. VIII Pg.13, B.: boat docking tickets should be increased to \$150.00 from \$25.00
- G. Sec. VI, Pg. 12, O: Change to “No personal property shall be left on the Town docks for more than 24 hours. Any personal property left longer than 24 hours will be subject to a penalty of \$150 per day
- H. Sec. VIII. Pg.13, F: Add “The penalty for any personal property left longer than 24 hours will be subject to a penalty of \$150 per day.
- I. Correct typos noted throughout attached Ordinance
- J. Combine “Coastal Water and Harbor Ordinance” and “Ordinance on the Use of Docks, Piers, Wharfs and Other Such Facilities to Transfer Ship Passengers”
- K. Sec. VII. Pg.13, G: Add “Any unpaid user fees will result in the loss of harbor privileges.”
- L. Section IV Pg. 8, A, 15: Add Mooring Registration Procedures: No person may bring into or maintain in the harbor any derelict

watercraft, watercraft for salvage, or abandon any watercraft in the harbor without a permit from the Harbor Master. All vessels utilizing town leased mooring facilities must be able to maneuver under its own power(engine/sail/oars/etc.). At a reasonable request of the Harbor Master, vessel owners must show that their vessel is capable of maneuvering under its own power (within three days).

VII. Comments from the Committee

A.

VIII. Suggestions for Next Meeting -

A.

IX. Adjournment

A. Meeting adjourned at 8:04pm