

Town of Guilford, CT  
Harbor Management Commission  
Town Hall, 31 Park Street Guilford, CT 06437

A meeting of the Town of Guilford's Harbor Management Commission was held at  
7:30 PM, Wednesday, October 24th, 2018

**Town Hall  
Upstairs in Selectman's Wing  
31 Park Street, Guilford, CT**

**Members Present: Commission Chair John Thommen, KJ Lee, Keith Harvey,  
Chris Tietjen**

**Members Absent: Pete Beauvais (excused)**

**Alternates Present: Bonnie Burns**

**Alternates Absent: Joe Anastasio**

**Others Present: CT State Appointed Guilford Harbormaster Fred Brisbois**

**Members of the Public Present: John Lust,  
Tom Harrison, counsel to KJ Lee**

**Commission Chair John Thommen called the meeting to order at 7:29PM.**

## **APPROVED MINUTES**

- **Public Forum:** 7:30 PM John Lust, Presentation regarding Sachem's Head Association (SHA) Dock.

KJ Lee has retained Tom Harrison as counsel for his Trust, & recuses any voting on this proposal, because he lives adjacent to site. He distributed a letter to the commission as an explanation, citing portions of Guilford Harbor Management Plan, or GHMP.

John Lust- the proposed location is in Joshua Cove, adjacent to Dr. Lee's house. Existing dock/pier is 8'x16'. Sachem's Head Association would like to expand to 8'x30'. 5-6 boats are currently moored in Joshua Cove. Increased length is for dinghy usage to mooring field. Originally permitted in 2008, per KJ Lee. 3 years expired before construction. John Lust is now going through re-application process. This dock will allow more room for dinghies, therefore increasing safety. John Thommen asked if the dock was for seasonal use only? John Lust replied yes. KJ Lee inquired if there would be any pilings. John Lust replied no, just the ramp and float. Very simple. Attached by pivot to a plank way. Two mushrooms. Attached by rope to reduce noise factor. Trying to provide access for 4 dinghies at a time. John Lust reports there are a set number of moorings in this area that cannot be expanded on.

Tom Harrison- Attorney for KJ Lee and his family Trust. Introduced himself to the Commission. His experience is primarily in the environmental field. He is typically involved in lawsuits involving pollution. EPA. Lives in Avon, CT. KJ's (trust) attorney. Chris Tietjen inquired as to what issues would be against the application? The Trust has concerns that are being worked out with the SHA in a collaborative manner. John Lust and the Sachem's Head Association have a list of requirements. Given not being able to meet with SHA Attorney yet, Tom Harrison has asked the Commission to table this application until next meeting. John Thommen will communicate with Tom Harrison and

John Lust tomorrow via email. John Thommen asked for clarification on addition of concrete in drawings included on application-namely sheet 7. John Lust will get back to the Commission on this. Should not be changed. No more concrete. Material is wood, enclosed foam. John Thommen informed both John Lust and Tom Harrison the Commission would be following up with them. Tom Harrison and John Lust both left the meeting at 7:46PM, thanking the Commission for its time and attention to this issue.

- **Approval of the 9/26/2018 meeting minutes:** Several changes were noted and addressed. Chris Tietjen wanted to mention discrepancy about who was listed as chair in September meeting. John Thommen discrepancy noted, change not made. KJ Lee made a motion to approve the minutes as amended, Keith Harvey seconded; all approved.
- **State Harbormasters Report:**



THE OLD STONE HOUSE

## STATE HARBOR MASTER TOWN OF GUILFORD, CT



To: Harbor Management Commission  
Re: Monthly Report  
Dt: 24 October 2018

Summary of Harbor Master activities since the last Harbor Management Commission meeting:

### **STATE ACTIVITIES:**

- None

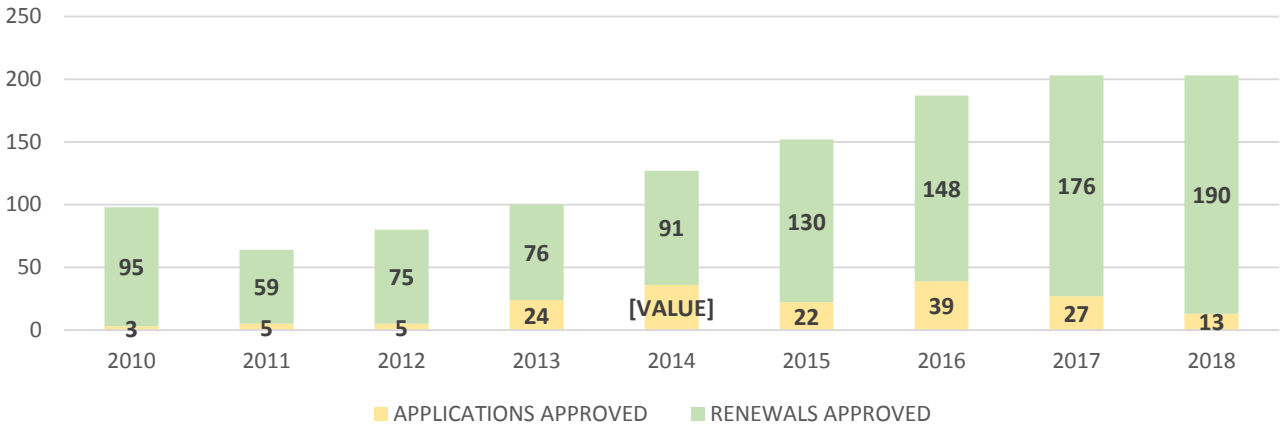
### **INTERFACE WITH TOWN BOARDS /COMMISSIONS/OFFICES/ASSOCIATIONS:**

- None

### **MOORINGS:**

- 2018 status:
  - 203 mooring permits approved for 2018
    - 190 renewals
    - 13 new applications
  - 4 Maritime Notices issued in 2018, all resolved satisfactorily
  - 95 email conversations in addition to OnLine Mooring mailings

MOORING PERMITS  
PER ONLINE MOORING DATA  
EXCLUDES SACHEM'S HEAD YACHT CLUB



### NOTEWORTHY EVENTS/OTHER ACTIVITIES:

- Evaluated capability of GFD's side scan sonar to be used to locate abandoned moorings. Sonar is very impressive and capable but would require extensive manpower and resources for a dedicated operation to clear a harbor. Recommended to in lieu of a dedicated operation, the GFD incorporate searching for, locating and removing a mooring into the training syllabus for both the sonar teams and dive team.

Respectfully submitted,



Fred Brisbois

Connecticut Harbor Master

Town of Guilford

#### Discussion:

◦ Interface with Town Boards/ Commissions/Associations – 1 additional mooring was applied for, thanks to the assistance of Theresa Hedleston.

Fred Brisbois reported regarding abandoned moorings- using dive team may not be feasible. Also no underwater saw.

Bonnie Burns asked if there is an issue with leaving abandoned moorings in place. Keith Harvey explained to Bonnie that leaving abandoned moorings can be unsafe and injure people or damage property. Chris Tietjen inquired about the practicality of removing during winter low tide. John Thommen suggested a "finder's fee? or reward for tagging/removing abandoned moorings. Perhaps it could be brought to the attention of the shell fishermen. Joshua Cove-harbor master wasn't entirely receptive. Unsure if abandoned mooring removal is first and foremost at this point.

The Commissioners discussed the use of sonar for underwater item location. JT make this part of training exercise? No budgeting for this expense. KH which area in Guilford would have the highest concentration of abandoned moorings? Little Harbor?

Chris Tietjen reported the kayak in Indian Cove is still there. Would it be considered abandoned at this point? Fred Brisbois initially went with Fire Department to pull kayak. Sue Robins spoke with Fred. It belongs to a Guilford resident, who, as of yet, has not removed it. Chris asked Fred to follow up on this.

- **Treasurers Report:**

Chris Tietjen distributed monthly statement from Finance Department John Thommen asked what the budget timeframe is. Chris replied the budget should be submitted in April. Nothing to add for September. Current fund balance \$27,853.76 total fund balance. 205x25. John Thommen asked if the Commission had received check from SHA? Chris Tietjen replied that it had been received last month.

Fred Brisbois reimbursement at 54.5 cents per mile. Chris Tietjen asked does mileage calculate automatically? Fred receives notification of new reimbursement rate annually

from Finance. ONLINE Mooring conference is coming up. Cap on expense. Submit receipts. Approve expenses. John Thommen offered an example of \$700. \$60 meals, 150 hotel, 500 milesx54.5/miles- roughly 270 one way, 540 both. Bonnie Burns asked what this is for. John Thommen explained to Bonnie that Fred needs to attend the ONLINE mooring conference. This is our revenue stream. Fred will need to be reimbursed for his time. Chris Tietjen made a motion to cap Fred Brisbois' expenses for ONLINE mooring conference up to \$500.00, John Thommen seconded, all approved.

- **Approval of Bills and Vouchers:** Joan Dudley \$51.75 for secretarial services. Chris Tietjen made a motion to approve this bill; Keith Harvey seconded, all approved. Fred Brisbois will submit other mileage after ONLINE mooring seminar.

KJ Lee made a motion to approve Treasurer's Report; Keith Harvey seconded, all approved.

- **Old Business:**

Status of newly nominated alternate members:

Bonnie Burns and Joe Anastasio have both been approved as alternate. John Thommen requested Bonnie Burns send him her email and other contact information. Discussed Guilford Harbor Management Plan. Keith Harvey stated the update was nearly complete, but Commission was unsure where to send. John Thommen ultimately will be sending to Port Authority. KH no statute. Everything references DEEP. Hopefully a law will allow to transfer. Chris Tietjen discussed several points- changes that have occurred since last submission. Keith Harvey discussed template. Much duplication. John Thommen asked Fred Brisbois if any other Harbormasters 2019 funds will be made available for towns that have an approved HMP for dredging purposes. If these funds were available, we could dedicate them to West River area. Perhaps we could submit application.

Sachem's Head Project: John Thommen opened up floor for comments/suggestions. KJ has recused himself from voting. Keith Harvey asked if there was any issue with waiting until SHA attorney and KJ Lee's attorney meet? Chris Tietjen made a motion to table a decision DEEP Application for the SHA dock to next month's meeting on November 28<sup>th</sup>, Keith Harvey seconded, all approved, KJ Lee abstained.

John Thommen asked if someone could explain the Sachem's Head Association Fred Brisbois told John SHA had a DEEP permit approved 4 years ago to oversee their own mooring area, which is ultimately overseen by himself. KJ asked if there were any other areas in town like this. Chris Tietjen replied there were not.

- **New Business:**

66 High Street DEEP Consultation Form-

John Thommen discussed email between himself and engineer Ron Nault.

Chris Tietjen cited denial of wall and pool at recent PZC meeting. Keith Harvey noted the wall was erected by town request to "shore up" area for heavy construction vehicle traffic. DEEP implied GHMC needed to review and sign this application. Chris Tietjen asked what date was on drawings? Fred Brisbois replied 7/26/2018. John Thommen replied a new set of drawings was emailed. Fred asked what is the issue of building the wall. Parts of it are already built. John Thommen stated the application has to go to DEEP again. What is issue if the Commission signs or doesn't sign this application? Chris Tietjen stated if we don't sign and wait, it is still considered an approval. Fred

Brisbois said it can also be acknowledged as inconsistent with HMP. Chris Tietjen noted the application was inconsistent because it was done without approval. John Thommen asked if any other Commissioners had comments or recommendations. KJ Lee reiterated this did not follow proper protocol; inconsistent with HMP. John Thommen asked if a motion to deal with this determination was necessary? Keith Harvey recommended no action. Don't sign. Chris Tietjen suggested notes indicating inconsistency with HMP in the comments section. The application was not signed. In the comments section, "66 High Street site plan is inconsistent due to failure to following protocol in obtaining proper permits" was written.

Consideration for membership- Jeffrey Weber, Sachem's Head Harbor Master. He had expressed interest in becoming more active with the commission. Keith Harvey asked if Teresa Hedleston was still a member? John Thommen replied no, her term had ended. The Commission is currently full, both for regular and alternate Commissioners. This can be discussed further in the future if there is an opening.

- Adjourn: KJ Lee made a motion to adjourn the meeting at 8:50PM. Keith Harvey seconded, all approved.

Respectfully Submitted,  
Joan M. Dudley  
Recording Secretary