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City of Norwalk Shellfish Commission Meeting December 4, 2019 Minutes

CALL TO ORDER 6:00 PM

ATTENDANCE

Commission: Steve Bartush, Pete Johnson, Tom Mattera, Nick Sacchinelli
Staff: Thomas Closter
Police: Officer Michael Silva
Advisory: Captain Dave Hopp
Guests: Tony Mobilia, Joe Schnierlein, Tim Pramer

PUBLIC COMMENT

None

MINUTES OF LAST MEETING

November Minutes approved with no corrections by Comm. Mattera, 2nd by Comm. Sacchinelli. Unanimous Vote.

TREASURER

Commissioner Mattera reports:

	NAME	DATE	AMOUNT	REASON
BALANCE		10/31/19	\$29,114.03	
DEPOSIT	Fisherman's World		\$2,967.00	
	Pramer Oyster		\$ 219.00	
	Bell's Shellfish		\$ 200.00	
INTEREST	October		\$ 19.00	
EXPENSES	All Seasons Marine		\$ (694.90)	Boat
	All Seasons Marine		\$(3,286.40)	Boat Maintenance
BALANCE		11/30/19		\$18,537.73
	Last Year	11/30/18		\$26,791.44
	Two Years Ago	11/30/17		\$21,287.73

SECRETARY

Chairman Johnson has no report.

COMMITTEES

HEALTH DEPT

Mr. Closter reports:
8.58 inches of rain in October. Average since 1987 is 4.36 inches of rain for October.
There were 289 calls in October. There were six closures for Cooke's Ground for over

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0.5 inch on October 3, 9, 16, 23, 27 & 31, 2019. There were two closures in the CAA (1-1.49 inches) on October 16 & 27, 2019 and two closures in the CAA1DN (over 1.5 inches) on October 16 & 27, 2019.

There were four reports of a bypass for October.

10-16-19	70,000 Gallons	60 South Smith St	Storm Flow Procedures	2.28 inches of rain
10-27-19	3,000 Gallons	6 Gwendolyn St	Storm Flow Procedures	2.73 inches of rain
10-27-19		60 South Smith St	Storm Flow Procedures	2.73 inches of rain
10-27-19		56 Beacon St	Storm Flow Procedures	2.73 inches of rain

WASTEWATER

No Report.

WATER QUALITY

Chairman Schnierlein gave an update on Per and Polyfluoroalkyl Substances (PFAS). He explained what the State of CT is doing to address PFAS and the Governor's Task Force draft report. Chairman Schnierlein said the final report is being reviewed.

The Committee also talked about the Norwalk River Watershed Initiative and how a meeting of the representatives from the watershed towns and the State and Federal agencies can be convened to re-establish the initiative. A meeting has been set up for December 5, 2019 @ 3:00pm at Wilton Town Hall.

Chairman Schnierlein shared a letter he is proposing to the Mayor and Common Council regarding concern of the availability of water for the increase in population under normal conditions as well as drought conditions and he believes the water providers should be consulted as to their ability to provide water. Members of the Committee will review the letter and make comments to be discussed at the next meeting.

PERMITS

Commissioner Mattera gave an update regarding the permits:

Type	Number	Fee	Amount
Norwalk Resident	94	\$15.00	\$1410.00
Fisherman's World	94	\$ 2.00	(\$188.00)
Norwalk Senior	49	\$ 7.00	\$ 343.00
Fisherman's World	49	\$ 2.00	(\$98.00)
Non-Resident	50	\$32.00	\$1600.00
Fisherman's World	50	\$ 2.00	(\$100.00)
		Sub Total	\$3,353.00
			(\$386.00)
		Total	\$2,967.00

POLICE

Officer Silva reports 12 hours of patrol and not a lot of activity. Boat is running well.

ADVISORY

Water reported at 59 degrees.

HARBOR MANAGEMENT

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Harbor Management Commission spoke with the Department of Transportation and the Department of Energy and Environmental Protection regarding the positioning of all vessels including the barges for the Walk Bridge Project.

Motion to accept committee reports by Commissioner Mattera, second by Commissioner Bartush. Vote Unanimous.

OLD BUSINESS

26 Shorefront Park – Deadline extended to Wednesday, November 13, 2019

DOT presentation for State Project No. 102-295 for I-95 Resurfacing and Median Reconstruction. Harbor Commission approved plan with no immediate objection. Shellfish Commission would like to recommend a catch fence for safety purposes on northbound side of bridge.

Motion by Commissioner Bartush, second by Commissioner Sacchinelli to approve plan as submitted. Unanimous Vote.

NEW BUSINESS

DEEP Permit Consultation Forms received for plans and proposed regulated work at 67 Bluff Ave, 38 Shorefront Park & 12 Shorehaven Rd. Commission performed site inspections and reports the following:

67 Bluff Avenue

- We have determined that the work described will adversely impact a shellfish area. However, this is a summary of our recommendations to mitigate damage to this natural shellfish bed as this local Tract area is indicated on that certain map entitled the "Map of the Natural Oyster, Clam and Mussel Beds in the Town of Norwalk, Connecticut, December 1882, G.S. Aiken, C.E." Said designation of the natural oyster, clam and mussel beds was confirmed by a decree of the Superior Court for Fairfield County, dated December 12, 1882.
- 54' Pier, as such the last waterward pile pair does not extend beyond either stone jetty.
- Total encroachment should be identified.
- 36' long aluminum ramp with winter removal and offsite storage.
- 8 x 20' floating dock with winter removal and offsite storage.
- 18" float stops.
- Any construction barges must be removed for low tide to a mooring. Mooring location and technical specifications to be approved by the Norwalk Harbormaster.
- No vessel or structure other than float stops may touch the bottom at MLW.
- 5' right-of-way head clearance below pier, *just below MHW*.
- Drawings are not official stamped surveys.
- The NSC will conduct site work inspections to review compliance.

Motion by Commissioner Bartush, second by Commissioner Mattera that work described will adversely impact a shellfish area but will send in Consultation Form with recommendations. Unanimous Vote.

38 Shorefront Park

- We have determined that the work described will adversely impact a shellfish area. However, this is a summary of our recommendations to mitigate damage to this natural shellfish bed as this local Tract area is indicated on that certain map entitled the "Map of the Natural Oyster, Clam and Mussel Beds in the Town of Norwalk, Connecticut, December 1882, G.S. Aiken, C.E."

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Said designation of the natural oyster, clam and mussel beds was confirmed by a decree of the Superior Court for Fairfield County, dated December 12, 1882.

- Photo of extensive active natural oyster bed to be included.
- 64' Pier, as such the last waterward pile pair does not extend beyond beyond the local *Spartina* peat/bog.
- *Spartina* remediation above the area damaged/destroyed by new pile(s).
- Total encroachment should be identified.
- 40' long aluminum ramp with winter removal and offsite storage.
- No pier or ramp longer than approved 30 Shorefront Park structure.
- 8 x 20' floating dock with winter removal and offsite storage.
- 18" float stops.
- Any construction barges must be removed for low tide to a mooring. Mooring location and technical specifications to be approved by the Norwalk Harbormaster.
- No vessel or structure other than float stops may touch the bottom at MLW.
- 5' right-of-way head clearance below pier, *just below MHW*.
- Drawings are not official stamped surveys.
- The NSC will conduct site work inspections to review compliance.

Motion by Commissioner Bartush, second by Commissioner Mattera that work described will adversely impact a shellfish area but will send in consultation Form with recommendations. Unanimous Vote.

12 Shorehaven Road

- We have determined that the work described will adversely impact a shellfish area. However, this is a summary of our recommendations to mitigate damage to this natural shellfish bed as this local Tract area is indicated on that certain map entitled the "Map of the Natural Oyster, Clam and Mussel Beds in the Town of Norwalk, Connecticut, December 1882, G.S. Aiken, C.E." Said designation of the natural oyster, clam and mussel beds was confirmed by a decree of the Superior Court for Fairfield County, dated December 12, 1882.
- Total encroachment not to exceed last pile pair on floating dock to the SW.
- No floating dock applied for nor approved.
- 18" float stops not applicable.
- Any construction barges must be removed for low tide to a mooring. Mooring location and technical specifications to be approved by the Norwalk Harbormaster.
- No vessel or structure other than float stops may touch the bottom at MLW.
- 5' right-of-way head clearance below pier, *just below MHW*.
- Drawings are not official stamped surveys.
- Formal survey required to determine proximity to nearby commercial shellfish bed.
- The NSC will conduct site work inspections to review compliance.

Motion by Commissioner Sacchinelli, second by Commissioner Mattera that work described will adversely impact a shellfish area but will send in Consultation Form with recommendations. Unanimous Vote.

NEXT MEETING: Wednesday, December 4, 2019 @6:00pm at the Norwalk Inn.

ADJOURNMENT: Moved by Commissioner Bartush, second by Commissioner Sacchinelli, Vote Unanimous 8:00 PM