

**CITY OF NORWALK  
HARBOR MANAGEMENT COMMISSION  
REGULAR MEETING  
FEBRUARY 25, 2009**

**ATTENDANCE:** Michael Harden, Dr. John Pinto, John Romano, Henry Palau, Jack Callahan, Pat Clark, Tony D'Andrea

**STAFF:** Vladimir Mariano, Planning and Zoning; Adam Carson, Planning and Zoning

**OTHERS:** Geoff Steadman, Consultant; Michael Griffin, Harbor Master

**CALL TO ORDER**

Mr. Mobilia called the meeting to order at 7:32 p.m. Mr. Mobilia said that Mr. Cebrian had called to say that he would not be able to attend the meeting.

**CHAIRMAN'S REPORT**

Mr. Mobilia announced that he had just been informed that the Harbor Commission's application for Grant funding was approved.

Mr. Mobilia thanked Ms. Clark for chairing last month's meeting. On February 23, Mr. D'Andrea, Mr. Mobilia, and Dr. Pinto toured the dredging machine in the harbor. Mr. Mobilia thanked Dr. Pinto, and the past chairs who worked for so long on the dredging project.

Mr. Mobilia displayed a letter dated February 9, 2009 from The DEP approving the amendments and updates to the Harbor Management Plan. The next step will be a public hearing and then printing copies of the Plan.

Letters have been sent out to the DEP regarding the proposed revision of the Norwalk Harbor Plan, to Keil Evan, the Norwalk Yacht Club and Marion Soper.

Mr. Mobilia then thanked everyone for all the help that the Commission has given him during his chairmanship.

**NOMINATING COMMITTEE**

Dr. Pinto then announced the nomination slate as follows:

Tony D'Andrea – Chair

Juan Cebrian - Vice Chair  
Henry Palau - Secretary

- \*\* MS. CLARK MOVED TO ACCEPT THE SLATE AS PRESENTED.**
- \*\* MR. CALLAHAN SECONDED.**
- \*\* THE MOTION PASSED UNANIMOUSLY.**

Mr. D'Andrea then assumed the chairmanship of Commission. He then said that he was looking forward to working with everyone on the various issues.

### **APPLICATION REVIEW**

#### **2009-02 Cont. Marion Soper, 63 Bluff Avenue, Rowayton**

Ms. Clark reviewed the details of the residential dock in Wilson Cove. Ms. Clark reminded everyone that this was a continuation of a discussion from January.

**\*\* MS. CLARK MOVED TO RECOMMEND THE FOLLOWING:**

**THE NORWALK HARBOR MANAGEMENT COMMISSION FINDS THE PLAN BY MARION SOPER OF 63 BLUFF AVENUE, ROWAYTON FOR WORK AT THE SAME IN THE WATERS OF WILSON COVE TO INSTALL A 4' X 30' PIER WITH TWO PILINGS, A 3' X 30' RAMP AND A 6' X 16' FLOAT WITH TWO PILINGS IS CONSISTENT WITH THE HARBOR MANAGEMENT PLAN WITH THE FOLLOWING CONDITION:**

- 1. THAT THE RAMP AND FLOAT BE REMOVED SEASONALLY.**

**\*\* MR. ROMANO SECONDED.**

Ms. Clark said that previously the Commission had not felt that there was enough information and requested a diagram with littoral lines, a plan that had been developed by a licensed architect or land surveyor, and photographs. Photographs and plans submitted by a licensed architect. The application was submitted to the DEP before January 1, 2009 and therefore the requirement by the State for licensed architects or surveyors does not apply.

**\*\* MS. CLARK THEN MOVED TO AMEND THE MOTION TO INCLUDE THE FOLLOWING COMMENTS:**

- 1. THE NORWALK HARBOR MANAGEMENT COMMISSION NOTES WITH CONCERN THAT CT DEP OLISP ACCEPTED THIS APPLICATION**

**WITHOUT COMMENTS FROM THE NORWALK HARBOR COMMISSION AFTER THE NOVEMBER 3, 2008 DATE FOR SUBMISSION WHICH REQUIRES SUCH COMMENTS.**

**2. IN ABSENCE OF A SURVEY OR ENGINEERING DRAWING SHOWING THE EXTENSION OF LITTORAL BOUNDARIES, IT IS NOT CLEAR WHETHER ANY VESSEL ATTACHED TO THE FLOAT'S SOUTH FACE MIGHT ENCROACH UPON THE ABUTTING PROPERTY OWNER'S RIGHT TO THE WATER.**

**3. THE COMMISSION REQUESTS A COPY OF THE APPLICATION SUBMITTED TO CT DEP OLISP.**

**4. THE COMMISSION REQUESTS ASSURANCE THAT THE PROPOSAL WILL ENSURE COMPLIANCE WITH ALL APPLICABLE CITY CODES AND REGULATIONS, INCLUDING BUT NOT LIMITED TO THOSE OF THE BUILDING DEPARTMENT.**

**\*\* MR. ROMANO SECONDED.**

Ms. Clark said that the Shellfish Commission had looked at this plan and was not concerned. Mr. Steadman pointed out that the DEP was in the process of revising their permitting requirements.

**\*\* THE MOTION TO APPROVE THE AMENDED RESOLUTION AS FOLLOWS:**

**THE NORWALK HARBOR MANAGEMENT COMMISSION FINDS THE PLAN BY MARION SOPER OF 63 BLUFF AVENUE, ROWAYTON FOR WORK AT THE SAME IN THE WATERS OF WILSON COVE TO INSTALL A 4' X 30' PIER WITH TWO PILINGS, A 3' X 30' RAMP AND A 6' X 16' FLOAT WITH TWO PILINGS IS CONSISTENT WITH THE HARBOR MANAGEMENT PLAN WITH THE FOLLOWING CONDITION:**

**1. THAT THE RAMP AND FLOAT BE REMOVED SEASONALLY.**

**2. THE COMMISSION NOTES WITH CONCERN THAT CT DEP OLISP ACCEPTED THIS APPLICATION WITHOUT COMMENTS FROM THE NORWALK HARBOR COMMISSION AFTER THE NOVEMBER 3, 2008 DATE FOR SUBMISSION WHICH REQUIRES SUCH COMMENTS.**

**3. IN THE ABSENCE OF A SURVEY OR ENGINEERING DRAWING SHOWING THE EXTENSION OF LITTORAL BOUNDARIES, IT IS NOT**

**CLEAR WHETHER ANY VESSEL ATTACHED TO THE FLOAT'S SOUTH FACE MIGHT ENCROACH UPON THE ABUTTING PROPERTY OWNER'S RIGHT TO THE WATER.**

**4. THE COMMISSION REQUESTS A COPY OF THE APPLICATION SUBMITTED TO CT DEP OLISP.**

**5. THE COMMISSION REQUESTS ASSURANCE THAT THE PROPOSAL WILL ENSURE COMPLIANCE WITH ALL APPLICABLE CITY CODES AND REGULATIONS, INCLUDING BUT NOT LIMITED TO THOSE OF THE BUILDING DEPARTMENT.**

**PASSED UNANIMOUSLY.**

**2009-03 Vantage Point Condominiums, Cove Avenue, East Norwalk**

Ms. Clark said that the application by Vantage Point Association located at 100 Seaview Avenue, Norwalk seeking to authorize of a previous repair to a seawall and authorization to berth boats along a section of dock within compliance with the setbacks from the Federal Channel had not contained enough information at the last meeting. She then reviewed some of the difficulties with the application, including the fact that it had not been submitted to the DEP. The application has been tabled until receipt of additional information clarifying the details of the project.

**2009-04 Norwalk Power LLC, Manresa Island Avenue, South Norwalk**

The Committee discussed at length as to whether the air emissions, increased or not, would have an impact on the Shellfish. Ms. Clark said that the application had been tabled until Mr. Steadman was able to contact the DEP Air Quality Bureau. Mr. Steadman then reported that he had left a message, but had not heard back from the official on this yet. Mr. Steadman said that since this facility bordered the Harbor and the natural shellfish beds, the State decision about the facility need to be considered. He added that the Commission has the ability to comment if needed. Discussion then followed regarding the reasons why this application had been submitted to the Harbor Commission.

Mr. D'Andrea commented that the AMBRO amendment and the Clean Water Act don't intersect one another at any point. Mr. Steadman pointed out that due to the timing of the meetings, if the Harbor Commission wished to comment on the application, a resolution would have to be made at this meeting.

**\*\* MS. CLARK MOVED THE FOLLOWING RECOMMENDATION:**



**THE NORWALK HARBOR MANAGEMENT COMMISSION FINDS THE APPLICATION TO CT DEP BUREAU OF AIR MANAGEMENT BY THE NORWALK POWER, LLC, MANRESA ISLAND AVENUE, SOUTH NORWALK FOR WORK AT THE SAME INVOLVING CONTINUED OPERATIONS UNDER A TITLE V OPERATING PERMIT; NO INCREASE IN EMISSIONS IS ANTICIPATED IN REGARDS TO PROPERTY ON OR NEAR TIDAL WATERS BUT WHOSE PROPOSED ACTIVITY IS NOT DIRECTLY CONCERNED WITH THE HARBOR MANAGEMENT PLAN AND MOVE TO RECOMMEND FAVORABLE ACTION WITH THE FOLLOWING CONDITIONS OR COMMENTS:**

**1. THE COMMISSION REQUESTS COMMENTS BY THE NORWALK SHELLFISH COMMISSION REGARDING THE IMPACT OF THIS WORK ON THE SHELLFISH RESOURCES IN THE WATERS OF NORWALK HARBOR.**

**\*\* MR. ROMANO SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Ms. Clark said that with the new DEP regulations, the Application Review Committee has been working with the increased requirements. She said that the Application had drafted a set of proposed guidelines that would help the applications would be able to bring enough material to the Commission for review.

Mr. D'Andrea said that the Application Review Committee currently consisted of Ms. Clark, Dr. Pinto and Mr. Palau. He then asked all Committee members to remain on their committees for the time being.

### **REPORTS**

#### **Dredging**

Dr. Pinto reported that the dredging was completed and reviewed the amount of material that was removed from the Harbor with the Commission. Only the one million dollars were used from the State Bond and \$500,000 for the ACOE is still in the bank account for the finalization of the dredging costs. The dredging barge has demobilized and left the area.

Dr. Pinto then said that there would be another 6 million dollars worth of dredging to complete. He said that it would be good to go down to the authorized depth for all parts of the Harbor. Harbor Master Griffin then reviewed the difference between the allowable depth and the authorized depth with the Commission. Dr. Pinto said that to dredge down to the authorized depth, it would entail removing 275,000 c.y. of material from the Harbor. He then informed the Commission that in order to get the funding for Phase 3, the Commission would need to submit the application to Senator Lieberman's

office by February 27th. There is a major concern regarding where the capping material would come from. Mr. Steadman then reviewed the details regarding the previous requests for funding and capping material. Discussion followed.

**\*\* DR. PINTO MOVED TO CONTINUE THE APPLICATION PROCESS FOR PHASE 3 OF THE DREDGING  
\*\* MR. CALLAHAN SECONDED.  
\*\* THE MOTION PASSED WITH SIX IN FAVOR (D'ANDREA, MOBILIA, CLARK, CALLAHAN, PINTO AND HARDIN); ONE OPPOSED (PALAU) AND ONE ABSTENTION (ROMANO).**

Dr. Pinto then reviewed the figures associated with the City regarding the additional costs. After the final calculations were done, the City is due for a refund for overpayment regarding the cost of CAD cell. Mr. Hamilton will be determining how the refund amount will be handled. Dr. Pinto then reviewed the details of what the City still owes for the CAD cell. Discussion followed regarding about how the City would facilitate the refund and the allocation of those funds towards outstanding bills.

**Finance** - Mr. D'Andrea said that Mr. Cebrian had submitted a Financial Report.

**Boating and Harbor Safety** – No report. There was a brief discussion about having the buoys back on station then followed.

**Water Quality Committee** - Mr. D'Andrea said that a number of items were positive and moving forward. He then reviewed a recent sewer bypass event and reported that the City was being proactive by realigning one of the sewer pipes in that area.

**Watershed Initiative Advisory Committee** – The Watershed Committee is interviewing candidates for Chairmanship.

**Plans and Recommendations** – Mr. Callahan said that at the last meeting, a number of recommendations had been brought forward and that there needed to be some clarification on the issue. He then reviewed these and requested that the text of the January Plans and Recommendation Committee minutes and the Special Meeting minutes be inserted into the January Harbor Commission Minutes.

Mr. Callahan then reported that a general discussion moved to the generation of revenue. A three phase program was then outlined. Phase 1 would include the consideration of application fees, building permits, and in-harbor events. Phase 2 would be the establishment of a Harbor Maintenance Fund and Phase 3 was a recommendation that no additional budget items other than the Norwalk Harbor Management Plan expenses be considered.

One suggestion for generating revenue was that the Harbor Management Plan be put on the website in a PDF format and having the Plan available on CDs for those who may want it.

**Web Site & Newsletter** - Mr. Mobilia said that he would be updating the website to include the new officers. He added that a newsletter should be underway soon.

### **Waterfront Facility Advisory**

Harbor Master Griffin reviewed his report with the Commission.

## **STAFF REPORT**

### **Harbor Master/Harbor Manager**

#### **The Harbor Master's Report**

The Harbor Master's Report was focused on the fact that the dredging project concluded on February 15, 2009.

#### **Harbor Manager's Report**

Harbor Master Griffin then reviewed the Harbor Manager's Report with the Commission. Harbor Master Griffin then displayed copies of the Long Island Sound Assembly (LISA) Report to the Connecticut General Assembly Pursuant to Section 25-155 of the CGS, December 2008 and gave a brief overview of the contents.

Harbor Master Griffin then said that at the last meeting, Mr. Palau had asked about the formula for mooring fees. He then distributed a break out of the various categories and the fee ratio for the various moorings. He then reviewed the various details of the report with the Committee.

Mr. Palau said that his concern was whether the data regarding the length of the boats in the various clubs and it was clear that Harbor Master Griffin did have the data available.

**\*\* MR. HARDEN MOVED TO ACCEPT THE REPORTS FROM THE HARBOR MASTER'S REPORT AND THE HARBOR MANAGER'S REPORT AS SUBMITTED.**

**\*\* MR. CALLAHAN SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

### **Consultant**

Mr. Steadman said that there would need to be an organizational meeting regarding how to present this Plan to the Council. A date for a public hearing needs to be set.

**Planning and Zoning** – No report.

**Approval of the January 28, 2009 Minutes**

The following corrections were noted:

Page 1, Application Review for Tucker and Chris McDonagh, 11 Sylvester Court REVISED, please change the motion from:

**\*\* MS. CLARK MOVED THE FOLLOWING:**

**THE NORWALK HARBOR MANAGEMENT COMMISSION FINDS THE APPLICATION TO THE CT DEP AND ACOE BY TUCKER AND CHRIS MCDONACH, 11 SYLVESTER COURT FOR WORK AT THE SAME INVOLVING CONSTRUCTION OF PIER, RAMP AND A 5 X 20 FLOAT PLUS A 5 X 6 FLOAT TO SUPPORT THE RAMP IS CONSISTENT WITH THE HARBOR MANAGEMENT PLAN AND MOVE TO RECOMMEND FAVORABLE ACTION WITH THE FOLLOWING CONDITIONS AND/OR COMMENTS:**

**CONDITIONS:**

- 1. THE COMMISSION RESERVES THE RIGHT TO REVIEW THE PROPOSAL AT SUCH TIME AS IT MAY BE MODIFIED, GO TO PUBLIC NOTICE OR WHEN ADDITIONAL INFORMATION MAY BE PROVIDED TO THE COMMISSION.**
- 2. NO FLOATING DOCK AND/OR VESSEL ATTACHED TO IT SHALL REST ON ANY SHELLFISH RESOURCE AREA DURING NORMAL TIDES.**

**COMMENTS:**

- 1. THERE IS INDICATION THAT THE PLANS FOR THIS PROPOSAL HAVE BEEN PREPARED BY A REGISTERED PROFESSIONAL ENGINEER OR LAND SURVEYOR.**
- 2. THE COMMISSION'S FINDINGS ARE BASED ON COMMENTS PROVIDED BY THE NORWALK SHELLFISH COMMISSION**



**REGARDING THE IMPACT OF THIS WORK ON SHELLFISH  
RESOURCES IN THE WATERS OF NORWALK HARBOR.**

**3. IT IS THE APPLICANT'S RESPONSIBILITY TO ENSURE  
COMPLIANCE WITH ALL APPLICABLE CITY REGULATIONS AND  
CODES.**

**\*\* MR. PALAU SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

**TO:**

**\*\* MS. CLARK MOVED THE FOLLOWING:**

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APPLICATION TO THE CT DEP AND ACOE BY TUCKER AND CHRIS  
MCDONAGH, 11 SYLVESTER COURT FOR WORK AT THE SAME  
INVOLVING CONSTRUCTION OF PIER, RAMP AND A 5 X 20 FLOAT  
PLUS A 5 X 6 FLOAT TO SUPPORT THE RAMP IS CONSISTENT WITH  
THE HARBOR MANAGEMENT PLAN AND MOVE TO RECOMMEND  
FAVORABLE ACTION WITH THE FOLLOWING CONDITIONS  
AND/OR COMMENTS:**

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PROPOSAL AT SUCH TIME AS IT MAY BE MODIFIED, GO TO  
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**REGARDING THE IMPACT OF THIS WORK ON SHELLFISH  
RESOURCES IN THE WATERS OF NORWALK HARBOR.**

**3. IT IS THE APPLICANT'S RESPONSIBILITY TO ENSURE  
COMPLIANCE WITH ALL APPLICABLE CITY REGULATIONS AND  
CODES.**

**\*\* MR. PALAU SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Page 3, motion: please change the following motion from:

**MS. CLARK MOVED TO TABLE THE FOLLOWING APPLICATION  
FOR FURTHER INFORMATION:**

**THE NORWALK HARBOR MANAGEMENT COMMISSION FIND THE  
APPLICATION TO THE CT DEP AND ACOE GENERAL PERMIT BY  
JILL EVANS FOR WORK AT 69 ROTON AVENUE, ROWAYTON  
INVOLVING 4/40 DOCK IN FARM CREEK EXTENDING 22'  
WATERWARD INCLUDING A 6' X 13' BENCH TO KEEP FLOAT 18"  
OFF BOTTOM FOR THE REASONS STATED BELOW:**

**CONDITIONS:**

- 1. THE COMMISSION RESERVES THE RIGHT TO REVIEW THE  
PROPOSAL AT SUCH TIME AS IT MAY BE MODIFIED, GO TO  
PUBLIC NOTICE OR WHEN ADDITIONAL INFORMATION MAY BE  
PROVIDED TO THE COMMISSION.**
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REST ON ANY SHELLFISH RESOURCE AREA DURING NORMAL  
TIDES.**

**COMMENTS:**

- 1. THERE IS NO INDICATION THAT THE PLANS FOR THIS  
PROPOSAL HAVE BEEN PREPARED BY A REGISTERED  
PROFESSIONAL ENGINEER OR LAND SURVEYOR AND THE  
COMMISSION IS UNCERTAIN AS TO THE SAFE UTILIZATION OF  
THE STRUCTURE.**

**3. IT IS THE APPLICANT'S RESPONSIBILITY TO ENSURE COMPLIANCE WITH ALL APPLICABLE CITY REGULATIONS AND CODES.**

**\*\* DR. JOHN PINTO SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

**TO:**

**\*\* MS. CLARK MOVED TO TABLE THE FOLLOWING APPLICATION FOR FURTHER INFORMATION:**

**THE NORWALK HARBOR MANAGEMENT COMMISSION FIND THE APPLICATION TO THE CT DEP AND ACOE GENERAL PERMIT BY JILL EVANS FOR WORK AT 69 ROTON AVENUE, ROWAYTON INVOLVING 4/40 DOCK IN FARM CREEK EXTENDING 22' WATERWARD INCLUDING A 6' X 13' BENCH TO KEEP FLOAT 18" OFF BOTTOM IS CONSISTENT WITH THE NORWALK HARBOR MANAGEMENT PLAN FOR THE REASONS STATED BELOW:**

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- 3. IT IS THE APPLICANT'S RESPONSIBILITY TO ENSURE COMPLIANCE WITH ALL APPLICABLE CITY REGULATIONS AND CODES.**

**\*\* DR. JOHN PINTO SECONDED.**  
**\*\* THE MOTION PASSED UNANIMOUSLY.**

Page 6, under Dredging, paragraph 1, line 6, please change the following from:

“outstanding bill of \$250,000 from Phase 1.” To outstanding bill of \$221,420.59 from Phase 1.”

Page 7, under Water Quality Committee: please change the following from:

**d. Water Quality Committee**

Mr. D’Andrea said that he attended a meeting with the Mayor regarding the EPA. He then informed the Commission that the EPA was suggesting camera studies of the sewage pipes, water quality testing, and various other actions that the City has been doing for years. Norwalk is years ahead of the curve on many of the issues. The City has been cited to help with Mayor’s Council on Water Quality in Washington. The Mayor received on behalf of the City of Norwalk a \$4,000 NRG/Manresa Island grant, which will be used for the summer interns sponsored by the Harbor Management Commission.

**e. Watershed Initiative Advisory Committee**

Mr. D’Andrea attended a meeting and asked what the carrying capacity of the Norwalk River watershed was. He said that the first information is the amount of gallons per flow. Additional information about the quality of the water can be determined from models that have been done in other area such as the Mississippi River. There was a brisk discussion regarding identification of the various components in the water.

Mr. D’Andrea said that Mr. Alvord had announced the plans for the new sewage treatment plant, which are very exciting. When Mr. D’Andrea receives the plans and more details, he will present these details to the Commission.

**TO:**

**d. Water Quality Committee**

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Mr. D'Andrea said that Mr. Alvord had announced the plans for the new sewage treatment plant, which are very exciting. When Mr. D'Andrea receives the plans and more details, he will present these details to the Commission.

**e. Watershed Initiative Advisory Committee – No report.**

Page 7, Under Plans and Recommendations, please omit the following:

Mr. D'Andrea then distributed a copy of the Plans and Recommendation Committee at their special meeting on January 8th.

Mr. Steadman suggested that the Commission consider approving a motion that would allow the Committee to begin to evaluate two different things:

Institute an application review fee and have the funding move into an account for use towards Harbor Management projects.

Secondly, establish appropriate ordinances or codes to insure that the structures, such as piers, seawall and such were up to code regulations and properly permitted.

Mr. Callahan said that the ACOE will no longer be funding major dredging projects. Mr. Callahan then reviewed the suggestions included in his report.

Mr. Callahan said that this was a long range project, but that he hoped that the Commission would approve the Committee to continue to work on these issues. Discussion followed.

Ms. Clark said that she had some concerns about the fact that the Harbor Management was not a permitting agency.

It was the sense of the Commission that this should be submitted to the Application Review Committee.

And replace it with:

The Application Review Committee was assigned the following tasks:

1. Application Review fees, Building Permit Fees for docks, ladders, floats and bulkheads; Development of an in-water and bulkhead enforcement codes for enforcing proper maintenance enforced by the City of Norwalk.

The Application Review Committee has requested an extension of time to develop these programs.

2. The Application Review Committee must also work on the establishment of the Norwalk Harbor Maintenance fund.
3. The Plans & Recommendations Committee recommends that no non-budgeted items requiring money be approve in 2009. The one exception to this is the printing and any associated costs related to the Norwalk Harbor Management Plan.

At the request of the Norwalk City Finance Department the Plans and Recommendations Committee of the NHMC was asked to investigate areas of possible funding to support our budget and major harbor projects. Several areas were discussed and recommendations were made. These areas will go to their respective committees for discussion and comments, returning to P&R for implementation. They are:

1. Application for in-harbor events, water related construction etc. – Geoff will cover the idea as it relates to the Application Review process.
2. We have been informed that the Army Corp of Engineers will no longer fund major dredging projects. Individual harbors will have to contribute a greater share of the cost for dredging Discussions reviewed the situation and it was decided to explore the possibility of establishing a harbor maintenance fund:

A) Motorized boats moored or launched in Norwalk waters will exhibit a current Norwalk City decal. The purpose is to set up a specific account for harbor maintenance allowing us to accumulate money for dredging and special projects.

B) The commission will set aside part of the funds for running day-to-day operations. This money allows all motorized boats in the harbor to share in the

cost of running the harbor. It is suggested that mooring as well as slip holders continue to fund their own basic costs centers.

It was very clear that the commission does not want to expand its scope nor its bureaucratic posture. The commission is an administrative group that will require many groups approval to implement the Harbor Maintenance Fund program. The Committee feels that there should be no plans to increase the NHMC 2009 budget at this time.

### **NEW BUSINESS/OLD BUSINESS**

Harbor Master Griffin suggested that the Planning and Zoning staff report earlier in the agenda. A brief discussion then followed regarding this.

Mr. Harden asked about where the Commission left off regarding discussions of the Five Mile Speed buoys. He requested that this be included on the next agenda. A brief discussion followed.

### **ADJOURNMENT**

- \*\* MR. PALAU MOVED TO ADJOURN.**
- \*\* MR. CALLAHAN SECONDED**
- \*\* THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 10:00 p.m.

Respectfully submitted

Sharon L. Soltes  
Telesco Secretarial Services