

**CITY OF NORWALK  
HARBOR MANAGEMENT COMMISSION  
REGULAR MEETING  
NOVEMBER 18, 2009**

**ATTENDANCE:** Tony D'Andrea, Chair; Pat Clark, Tony Mobilia, John Romano, Jose Cebrian; Henry Palau, Dr. John Pinto (7:40 p.m.)

**STAFF:** Assistant Harbor Master Griffin, Geoff Steadman, Consultant

**OTHERS:** John Frank, Shellfish Commission Chairman

**CALL TO ORDER**

Mr. D'Andrea called the meeting to order at 7:35 p.m.

**ROLL CALL**

Mr. D'Andrea called the roll. A quorum was present. Mr. D'Andrea said that Mr. Hardin and Mr. Callahan had excused absences.

**CHAIRMAN'S REPORT**

Mr. D'Andrea then quickly reviewed his written report. He added that he had received an FOI request regarding damage to the bulkhead at 108 Water Street. This has been turned over to the City Attorney.

**APPLICATION REVIEW COMMITTEE**

2009-13: Richard Scalise, Jr. 15 Seabreeze Place, Norwalk, CT DEP Notice of Tentative Determination to Approve an application by Connecticut Light and Power.

*Dr. Pinto joined the meeting at 7:40 p.m.*

Ms. Clark reviewed the site plan drawings with the boat elevator. Nothing will rest on the bottom at any time. Ms. Clark said that there had been some comments from the Shellfish Commission. The site has claims which are not worked very often and that the Shellfish Commission said that there would be some negative impact, but it is minimal and reasonable. They are not registering an objection.

**\*\* MS CLARK PRESENTED THE RESOLUTION TO THE NORWALK  
HARBOR MANAGEMENT COMMISSION:**

**THAT THE PRE-APPLICATION 2009-13: RICHARD SCALISE, JR. 15 SEABREEZE PLACE, NORWALK FOR WORK AT THE SAME FOR:**

- 1. INSTALLATION OF IN-WATER STRUCTURES EXTENDING APPROXIMATELY 73' WATER WARD OF THE EXISTING SEAWALL, INCLUDING A PILE SUPPORTED 4 X 50 PIER, A 10 X 10 PIER HEAD AND A 13' EXTENSION WITH A BOAT ELEVATOR**
- 2. REQUEST AUTHORIZATION OF A PRE-1980 CONCRETE SEAWALL APPROXIMATELY 5' X 1' 147'**
- 3. CONSTRUCT 4' WIDE STEPS LANDWARD OF THE SEAWALL**

**IS CONSISTENT WITH THE PLAN WITH CONDITION THAT THE COMMISSION RESERVES THE RIGHT TO RE-EVALUATE THE PROPOSAL AT SUCH TIME AS IT MAY BE SUBMITTED TO THE PERMITTING AUTHORITY, MODIFIED, GO TO PUBLIC NOTICE, OR WHEN ADDITIONAL INFORMATION BECOMES AVAILABLE.**

**AND THE ADDITIONAL COMMENT THAT THE COMMISSION NOTES THERE IS NO OBJECTION BY THE SHELLFISH COMMISSION.**

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

Ms. Clark said that the application commission struggled with this application. Mr. Steadman called the Bureau of Aquaculture. He left a message, but has not heard back. He also spoke with a representative from the DEP who told him that the DEP was considering a scaled back structure. Mr. Frank said that it was his understanding that it had to be approved by the local commissions first. Mr. Steadman explained that this was a pre-application to both the DEP and to the Harbor Commission. Discussion followed about the application process.

Mr. D'Andrea asked if the drawings had been prepared by a professional surveyor or engineer. Ms. Clark said that they were not, but until he makes his formal application the drawings do not need to have drawings done by a professional.

Ms. Clark said that there was a motion that was brought forward. Based on the committee's recommendation, the Commission could approve it. The Commission could table it or reject it as proposed. Mr. Romano said that in his mind, the application was not ready and that it should come to the Harbor Commission as a complete application with a professional engineering drawings. Ms. Clark reminded everyone that the Harbor Commission was not able to enforce an applicant to have a professional survey. The question then arose as to whether or not an A2 survey was required. A discussion regarding this followed.

Ms. Clark said that her concern was if the Commission denied this, the plans were consistent with the Plan. Dr. Pinto said that the plans were dated July 2nd. If other changes are made, they would be made after the drawings for July 2nd. Ms. Clark said that by tabling the motion, it could open the door for the Commission to see any changes made to the plan. Mr. Palau said that the proposal that has been presented to the Commission meets the standards. Mr. Steadman reviewed steps for the various application process. Discussion then followed regarding the fact that this was a proposal, not an application.

Ms. Clark suggested that the Commission notes that the pre-application did not include an A2 survey. Mr. Cebrian suggested that the Commission reject the application as incomplete due to the lack of the A2 survey. Ms. Clark said that she was most comfortable with tabling the proposal until the issue of the A2 survey is cleared up.

**\*\* MR. PALAU MOVED TO TABLE THE APPLICATION FOR PRE-APPLICATION 2009-13: RICHARD SCALISE, JR. 15 SEABREEZE PLACE, NORWALK FOR WORK AT THE SAME PENDING FURTHER INFORMATION AS TO THE PLANS TO BE SUBMITTED.**

**\*\* MR. CEBRIAN SECONDED.**

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

Ms. Clark then informed the Commission that the CT DEP had put out an notice to approve a project on the Norwalk River by the Power substation. The bank is eroding so the State will be installing riprap. Although the upper portion of the river is not part of the Harbor Management Commission's responsibility, the DEP wished the Commission to be aware of the project.

The maintenance permit for the South Norwalk Boat Club has been received.

### **PLANNING AND ZONING REPORT**

No report. Mr. D'Andrea commented that Mr. Green would like to have his department attend the meetings on a quarterly basis.

### **REPORTS**

#### **a. Dredging – Pinto**

There are plans to meet with the Army Corps of Engineers about the three million dollar reimbursement for the dredging project. No date has been set at this time. Mr. D'Andrea has requested a meeting with the Mayor and Mr. Hamilton, the Finance Department. He also invited Mr. Ozzie Lewis from the Finance Department to attend the meeting.

**b. Finance – Cebrian**

Mr. Cebrian distributed copies of the Financial Report. The grant money has been received. He then said that the field donation that Harbor Master Griffin has asked about was from NRG. With the end of the year approaching, all the receipts for bills should be submitted as soon as possible.

**c. Boating and Harbor Safety – Palau - No report.**

**d. Water Quality/Watershed Initiative – Harden**

Mr. D’Andrea attended the Water Quality event with Mr. Frank. He said that when he was at the meeting, he realized that everyone that was in the room was working on Water Quality for Norwalk and they were not from Norwalk.

Watershed Initiative – the new Coordinator should be appointed tomorrow. He said that he was looking to have a rotation of members to attend the meetings.

**Plans and Recommendation – Mobilia –**

Mr. Mobilia said that there was no meeting this month. He said that it is important to submit comments as soon as possible.

**Waterfront Advisory. – Griffin –**

Assistant Harbor Master Griffin said that the report is as submitted.

**Newsletter/Website – Romano -**

Mr. Romano said that he was working on the 2012 newsletter. Mr. Romano said that the Commission was saving money by not using postage. Mr. Romano said that he was still waiting to find out about the IT situation in reference to posting items online.

**STAFF REPORT**

**Harbor Master/Harbor Manager**

Assistant Harbor Master Griffin distributed copies of the Harbor Master and the Harbor Manager’s Report to the Commission. He said that the reports were as submitted.

**\*\*MR. MOBILIA MOVED TO ACCEPT THE HARBOR MASTER AND THE HARBOR MANAGER REPORTS AS SUBMITTED.**

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

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

**Consultant – Steadman**

Mr. Steadman then handed out copies of the Norwalk Harbor Management Plan 2009 Plan Amendments adopted August 11, 2009. He said that while the maps will be updated, the text will remain the same. This copy still has the strike throughs and the amendments.

Mr. Steadman commented that it was a good thing that they did in honoring Jonathan Lovejoy, the first Chairman of the Harbor Commission at the State of the Harbor meeting.

**APPROVAL OF OCTOBER 2009 MINUTES**

The following corrections were noted:

Page 4, paragraph 1, line 2: please change the following from : “it was George Whisker” to “it was George Wisker”

Page 5, paragraph 1, line 1: please change the following from “the site and deposed at an” to “the site and deposited at an”

Page 6, under **Water Quality/Watershed Initiative**, line 3: please change “active the Watershed Imitative group” to active the Watershed Initiative group”

Page 6, under **Water Quality/Watershed Initiative**, line 4: please change “a candidate for hiring.” To “a candidate.”

Page 6, under **Plans and Recommendations**, please change the following from:

**Plans and Recommendations –**

Mr. Mobilia announced that meeting had been cancelled but that a letter would be written with the Commission’s recommendations.

**To: Plans and Recommendations –**

Mr. Mobilia announced that meeting to discuss the DEP draft regulations on the docks and piers had been scheduled, but the meeting would be set to generate a letter with the Commission’s recommendations.

**NEW/OLD BUSINESS**

Mr. Steadman said that a nominating committee has to be established either before or at the December meeting.

**\*\* MR. ROMANO MOVED TO HAVE DR. JOHN PINTO LEAD THE NOMINATING COMMITTEE WITH TWO OTHER MEMBERS/  
\*\* MR. PALAU SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

Mr. D'Andrea thanked everyone for their work at the State of Harbor Meeting. He said that next year, the invitation will go out much earlier. Mr. Mobilia said that he wanted to thank the commission for the plaque.

*Mr. Palau left the meeting at 9:00 p.m.*

The Christmas Party will be 7:00 p.m. on December 16th at Ischoda and the cost will be \$50.00 per person. Some invitations will be issued to special guests gratis of the Commission.

Mr. D'Andrea said that he has been pushing forward on the raising of the mooring fees.

The Commission needs to decide if and when a December meeting should be held. He suggested that December 8th. A discussion about possibly having the meeting at the Christmas Party then followed. Mr. D'Andrea will look into this.

### **ADJOURNMENT**

**\*\* MR. ROMANO MOVED TO ADJOURN.  
\*\* DR. PINTO SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 9:09 p.m.

Respectfully submitted,

Sharon L. Soltes  
Telesco Secretarial Services

DRAFT