

Town of Barnstable

Waterways Committee

1189 Phinney's Lane, Centerville MA 02632

www.townofbarnstable.us

Waterways Committee Meeting Minutes June 24, 2025

A meeting of the Town of Barnstable Waterways Committee was held via Zoom as approved by the Town Manager with the Committee's approval.

I. Call to Order:

The meeting was called to order at 7:00 PM by Chairman Paul Everson. The quorum was confirmed and Paul Everson read the following notice at the beginning of the meeting. NOTICE OF RECORDING "Please note that tonight's meeting is recorded and broadcast on Town of Barnstable's Government Access Channel and Website, and in accordance with MGL Chapter 30A, s. 20, I must inquire whether anyone is taping this meeting and to please make their presence known.

Roll Call:

Board Members present:

Paul Everson, Chairman
Gary Shramek
Greg Egan
Todd Walantis
Jacob Angelo

Town Staff Present:

Brian Taylor, Harbormaster
Jay Horn, Deputy Harbormaster (DHM)
Polina Plucinski, MEA Administrative Assistant

Public:

Jose Picardo (Green Environmental), Deborah Peterson, John Peterson, Dawid Lawler, Avery Revere, Betty Ludtke, Rachel Lynn, Connor Rogan, Celeste Howe, John Healy, Sydney Crook, Ernie Eldridge.

II. Act on Minutes/Notes:

Paul Everson entertained a motion to accept the minutes from May 20th, 2025, as written. Todd Walantis made a motion to accept the minutes as written. Gary Shramek – second. All in favor.

III. Notices of Intent (NOI):

1. 251 Green Dunes Drive, Hyannis, MA 02601. Proposed project: Dock and float (this matter was previously discussed on 05/22/2025).

Jose Picardo spoke on behalf of the applicant and presented a detailed schematic of the area. Project engineer added a 100ft buffer from the proposed pier. Mr. Picardo also mentioned that the project was approved two months ago and that the conditions did not change (aside from the new vessel that is in compliance with rules and regulations).

Dawid Lawler spoke on behalf of the applicant. Mr. Lawler explained new vessel specifications and pointed once more that the vessel is in compliance with the regulations and “certainly” appropriate for the proposed area.

Jay Horn, Deputy Harbormaster, stated that the Harbormaster Division did its due diligence and went for a site visit; the proposed dock matches the presented project. Deputy Harbormaster Horn stated that the Harbormaster Department doesn’t have any concerns in terms of navigation and in approval of this project.

Paul Everson entertained the voting on the matter.
Todd Walantis - second.

Votes in favor: Todd Walantis, Greg Egan, Gary Shramek, Paul Everson.
Jacob Angelo abstained from the vote, as Dawid Lawler, who represented him in another matter during the meeting—was involved.
Paul Everson stated that the applicant has approval from the Waterways Committee.

V. MOORING APPEALS:

1. Deborah Peterson. - Request for this mooring was denied back on August 20, 2024.

Ms. Peterson made her case in front of the committee. She stated that she has beach rights at the end of the Pleasant Pines Rd and Nyes Neck Rd and that she is a full-time resident. Ms. Peterson mentioned another family who has the same beach rights and has mooring in the area. Ms. Peterson offered to “give moorings to the full-time residents”.

Deputy Harbormaster Horn explained that any moorings in that area have been “grandfathered -in”. Then, once more, Mr. Horn explained that Ms. Peterson’s property is not waterfront, therefore this mooring permit application is not applicable for a non-designated mooring and that Ms. Peterson can put herself on the established open waitlist for desired mooring field. Deputy Harbormaster Horn stated that in Massachusetts, we do not discriminate based on part-time or full-time residency (resident and non-resident).

This mooring request was denied due to beach rights are not the same as waterfront property ownership, which is the guide the Harbormaster has used for determination of applicants outside of the Town’s designated mooring fields. Harbormaster Taylor supported this decision.

Paul J. Everson – committee is not in favor going against the Harbormaster’s recommendation and the Town of Barnstable Mooring Rules and Regulations.

2. John Healy Jr. - Mr. Healy was looking to transfer the ownership of his father’s mooring in Centerville River. Mooring CR/14A was revoked due to the Town of Barnstable mooring regulations. Mr. Healy’s father, John J. Healy, passed away in March of 2022.

Deputy Harbormaster Horn stated that Mr. Healy was renewing this mooring 3 years after the death of his father in his father’s name (father and son share the same name). In 2024, Mr. Healy missed the deadline for the mooring renewal and went in front of the Waterways Committee to have the mooring appealed. Appeal was granted. Deputy Harbormaster Horn was concerned why Mr. Healy fail to notify the Harbormaster’s office of his father’s death and why didn’t Mr. Healy try to transfer the mooring earlier. The mooring was permitted this year, and, after, Deputy Horn learned about Mr. Healy’s death, he revoked the permit and made the property (mooring) vacant.

Mr. Healy made his case in front of the committee. He stated that he “assumed” that he would be taking care of his father’s mooring after his death because he was managing his father property in the name of the estate; he did not know the Town of Barnstable rules and regulations regarding the matter. Mr. Healy stated that it is still a “learning experience” for him and asked committee to approve this mooring transfer.

This mooring transfer was approved by the Waterways Committee. Chairman Everson stated that Mr. Healy should be aware that this is the second time this mooring has been reinstated. Mr. Horn reminded Mr. Healy of all the necessary paperwork and fees associated with mooring transfer.

VI. OLD BUSINESS:

1. Jacob Angelo, Fish Weir Renewal (5-year term) – this matter was moved to this meeting (June 24th, 2025) from May 22nd, 2025 meeting due to applicant's absence.

Harbormaster Taylor spoke on the matter first. He stated that Mr. Angelo submitted two applications for the Fish Weirs. Both applications were supported by the town council and approved for a period of 1 year. To the best of the Harbormaster's knowledge, Mr. Angelo only set up one of the weirs. Harbormaster Taylor expressed several concerns on the matter; one of them was public safety issues. Mr. Taylor spoke about the increased traffic in the area in the shoulder seasons on Cape Cod and that Mr. Angelo's timeframe for setting up the weirs is aligned with that increased traffic (especially the Wianno location).

Paul Everson spoke about many letters that he received in support of the approval of this application. Further, chairman spoke about public safety issues in the areas requested. Chairman Everson was not in support of a 5-year request on the application and proposed considering a 1-year approval. Other committee members proposed relocation and/or different timeframes for this application as well.

Dawid Lawler spoke on behalf of Jacob Angelo. Mr. Lawler, once again, spoke of the historical significance of Fish Weirs. He also mentioned an investment in place to run the business for a 5-year period. Further, Mr. Lawler spoke about public safety. He stated that boaters "supposed to drive with the reasonable manner and speed" and "supposed to know where [they] are" to avoid the clearly marked areas. Attorney Lawler suggested the application to be approved as applied.

Paul Everson opened a public comment. Rachel Lynn, Betty Ludtke, Sydney Crook, and Ernie Eldridge spoke in support of the 5-year approval.

Overall, the Harbormaster's Department and the Waterways Committee members were highly concerned about public safety. Chairman Everson mention an incident that involved death of one of the boaters but also stated that "we cannot prevent everybody from having an accident all the time". The Waterways Committee would like to see the Fish Weir continue as safe as they can make it for everyone.

Paul J. Everson – this matter will be moved to the 7/22/2025 Waterways Committee meeting. The Harbormaster Department will provide more information on who can revoke this application and for what cause, provide recommendations on lighting, and present the historical issuance of such permits.

VII. NEW BUSINESS: *None*

VIII. CORRESPONDENCE:

1. Public Comment to Project No. 01-25-015 Request to Retain the HH Buoy.

2. Notification by the Red Lily Pond Project Association to manually cut and clear macrophytes from Lake Elizabeth and Red Lily Pond in Centerville on July 17, 18 and 19, with a delay if weather conditions are adverse.
3. Letters of Support for Jacob Angelo regarding Fish Weir Renewal application:
 - Rachel Lynn
 - Ernie Eldridge
 - Brian F. Lynn
 - Shareen Davis
 - Celeste Howe
 - John J. Madden (letter is unreadable)
 - Anthony Gerace
 - Sydney Crook
 - Tyler Hagenstein
 - Rick Angelo
 - George Maynard
 - Melissa Sanderson (Cape Cod Commercial Fishermen Alliance)

No further correspondence to any.

IX. HARBORMASTER REPORT

1. Increased patrols on the 4th of July weekend for public safety due to increased boat traffic.
2. 4th of July “Boat Parade” in Hyannis Harbor. If anyone planning to attend the parade – pre-register the vessel.
3. Waitlist data update from the other municipalities and how they address the issues. The Harbormasters Department will move forward addressing waitlist issues.

X. MATTERS NOT REASONABLY ANTICIPATED BY THE CHAIR: *None*

XI. ADJOURNMENT:

There being no further business, Chairmen Paul J. Everson entertains a motion to adjourn at 9:03 pm, seconded by Greg Egan.

Respectfully submitted,

Polina Plucinski
MEA Administrative Assistant
Town of Barnstable