

## Harbor Committee Regular Meeting

Thursday, July 18, 2024

6:30 pm

Town Office

In-Person & Zoom

<https://us06web.zoom.us/j/88458093087?pwd=zftqkts4dyJT4SaHZiU3ANez3H9Zb6.1>

Meeting ID: 884 5809 3087

Passcode: 495374

Members are: Ken Smith (at-large), Chair; George Evans (at-large), Greg Janney (at-large), Earl MacKenzie (Harbor Master), Dylan Purington (Deputy Harbor Master), Gil Rivera (Planning Board), Pete Anderson (ex officio Select Board).

1. Meeting called to order, establish a quorum
2. Welcome to new Harbor Committee members, George Evans and Greg Janney
3. Approve minutes of April 18, 2024 Regular Committee meeting
4. Approve minutes of May 20, 2024 Special Committee meeting
5. Purpose of Harbor Committee by statute:

The Purpose of the Harbor Committee shall include harbor planning and recommending operational and regulatory procedures for the navigable waters of the Town of Islesboro, including its channels and anchorages. The Committee shall make recommendations to the Board of Selectmen, the Town Manager, the Planning Board, and other state agencies concerning actions it deems advisable to enhance the Town's harbor facilities for the long-range benefit of the users of these facilities and the Town. Such recommendations shall include, but not necessarily be limited to, policy, operational procedures and regulations, fees, public access, long-range planning, proposed dock, pier, incline and float construction permitting, and an operational and capital budget for the waterfront facilities belonging to the Town.

6. Anyone wishing to address the Harbor Committee
7. Harbor Master & Deputy Harbor Master's reports
8. How does Islesboro prepare for significant storms?
9. Review of Chapter 142 of Municipal Shore Areas, Pier and Float Use - Handout.
10. Motion to adjourn.

## Article V Enforcement and Penalties

### *§ 142-24 Enforcement.* **[Amended 11-20-2019]**

The enforcement of this chapter shall be carried out by the Harbor Master, the Deputy Harbor, or a duly authorized law enforcement officer.

- A. Whoever violates any of the provisions of this chapter shall be subject to penalties pursuant to the provisions of 30-A M.R.S.A. § 4452. The minimum penalty for a specific violation shall be \$100 for each day or part thereof of violation to be recovered on complaint before the District Court. Each day such a violation is continued after receipt of notice from the HM or DHM as outlined in Subsection **B** below may be considered a separate offense.
- B. Violators of this chapter shall be notified, first by one warning per six-month period, followed either by written citation or other means, by the Harbor Master, the Deputy Harbor Master, or other duly authorized law enforcement officer of the violation and instructed to correct said violation immediately.
- C. Anyone refusing to follow any lawful order of the Harbor Master or the Deputy Harbor Master in the lawful performance of their duties shall be guilty of a Class E crime pursuant to 38 M.R.S.A. § 13 and subject to a fine of up to \$1,000 and/or a maximum of six months' imprisonment to be recovered on complaint by the Harbor Master before the District Court.
- D. Any property or items left unattended or stored on Town property or any float found within or floating above the shore area found in violation of § **142-20R** of this chapter shall be removed at the owner's expense from said property by order of the HM or DHM or their duly authorized representative by anyone he/she shall designate. Said property or items shall be deposited at a designated place for 30 days, with public notice, and if not claimed within that period, said property or items may be disposed of in any reasonable manner to recover Town expenses.
- E. All fines, forfeitures, and penalties collected as a result of the efforts of the HM or DHM and other law enforcement officers enforcing the provisions of this chapter shall be paid, pursuant to 12 M.R.S.A. § 10206, Subsection 3, to the Town of Islesboro for the Town's enforcement efforts of the regulations of this chapter.