

**BURNT STORE ISLES  
CANAL ADVISORY COMMITTEE  
MEETING  
DECEMBER 11, 2018**

**MEMBERS PRESENT:** Bill Hughes, Chairman  
John Forr, Sean Harrigan,  
Mike McIntosh, Jack Pryor

**OTHERS PRESENT:** Gary Disher, Mapping, Permitting and Compliance Manager  
Macalle Finkle, Paralegal  
Bob Fritz

**CALL TO ORDER/ANNOUNCEMENTS**

- A. Roll Call
- B. Next Scheduled Meeting
- 1. January 2019 - To Be Decided
- Mr. Hughes confirmed the next meeting was scheduled for January 8, 2019.

**CITIZEN COMMENTS ON AGENDA ITEMS ONLY**

- Mr. Bob Fritz voiced confusion with regard to the encumbrance denoted in the Mangrove Trimming line item in the finance reports, as delineated in the agenda material, stating he had not observed same in past years.
- Discussion ensued regarding the encumbrance, with staff confirming the reports were in order.

**APPROVAL OF MINUTES**

- A. November 13, 2018
- Mr. Harrigan stated the pilings mentioned under Finance Reports were at "Mayor's Cut," not the lock.
- Mr. McIntosh MOVED, Mr. Pryor SECONDED approval of the November 13, 2018 minutes as amended. MOTION CARRIED UNANIMOUSLY.

**REPORTS**

- A. Marine Patrol Update - November 2018
- Mr. Hughes briefly reviewed the November 2018 Marine Volunteers in Policing Report, as delineated in the agenda material, noting 3 patrols were conducted.
- B. Finance Reports - November 2018
- Mr. Disher drew attention to the finance reports for November 2018, as delineated in the agenda material. He requested members inform staff of any areas requiring dredging, adding he was unaware of any shoaling issues at this time.

- C. Budget Utilization Report - November 2018
  - Mr. Disher announced repairs were in progress.
  - Discussion ensued regarding the following: payment of Hurricane Irma-related overtime; progress in securing Federal Emergency Management Agency (FEMA) funding; division of the FEMA-funded Hurricane Irma-related repair and mitigation projects; procurement of a consultant for the lock widening and seawall alternatives projects.
- D. Irma 17 Production Levels 20181126
  - Mr. Disher drew members' attention to the production level report for November 2018, as delineated in the agenda material, offering to answer any questions.
  - Committee members confirmed the following: the same panels were being used for repairs in Burnt Store Isles (BSI) and Punta Gorda Isles; riprap would be placed along FEMA-funded seawall repairs; documentation existed establishing which seawalls had riprap.
- E. Seawall Replacement Status Reports - November 2018
  - Mr. Disher announced erosion at a property in the "BSI North" sequence had necessitated repairs begin there out of order.
- F. Permits Authorized by City Staff - November 2018
  - Mr. Disher announced two permits had been issued.

#### **UNFINISHED BUSINESS**

- A. Hurricane IRMA Seawall Failure Updates
  - There was no discussion.
- B. Rewrite of Chapter 6 "Boats, Docks and Waterways", Article I "In General", Sections 8-14
  - Mr. Pryor inquired if members' recommendations had been incorporated.
  - Ms. Macalle Finkle, Paralegal, replied Chapter 6, Article I, Punta Gorda Code, would be revised and brought back for review in its entirety at the January 8, 2018 meeting.
  - Mr. Hughes expressed dissatisfaction with the definition of "navigable channel."
  - Discussion ensued regarding the definitions of "navigable channel" and "centerline of waterway," with members suggesting "navigable channel" be replaced with a different term and the two-to-one slope of the channel shelf be included in the definition of same.
  - Ms. Finkle then presented Sections 6-8 through 6-14 for members' consideration, reviewing the following topics: speed zones; "slow speed/minimum wake"; reference to the United States Geological Survey (USGS) map in Section 6-8(a)(1); removal of Section 6-9(e); replacement of "canal maintenance dredging" with "canal maintenance activities" in Section 6-12; requirement of a vessel's operator to be present during loading/unloading of passengers when temporarily moored within the navigable channel; boat limitation line diagrams; end of canal definition and diagram.

- Members' discussion resulted in the following recommendations: (1) amend Sec 6-8(a)(1) "slow speed" to "Slow Speed Minimum Wake"; (2) replace "as shown on the attached U.S. Geological Survey revised 1987" in Sec 6-8(a)(1) with a reference to the most recent bathymetric study on file with the Public Works Department; (3) further clarify the operator of a vessel must be present during temporary mooring extending into the navigable channel for the purpose of loading/unloading passengers.
- Mr. Hughes requested an update on the lawsuit related to the seawall assessment methodology.
- Ms. Finkle replied a hearing might be set where the City Attorney could argue for the case to be dismissed or the judge could do so if desired, noting the lawsuit named the City but not Committee members.

#### **CITIZENS' COMMENTS**

- Mr. Fritz commented negatively on the approval of permits for four-post boat lifts.

#### **ADJOURNMENT**

- Meeting Adjourned: 2:40 p.m.

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Bill Hughes, Chairman

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Sara Welch, Recording Secretary