

**TOWN OF FAIRFIELD
HARBOR MANAGEMENT COMMISSION
MEETING AGENDA**

The Fairfield Harbor Management Commission will hold a Public Meeting at 4:30 P.M. on Tuesday, February 21, 2023 via Conference Call Bridge and in person at Sullivan Independence Hall, 725 Old Post Road, Fairfield, CT 06824

Members of the Public: To listen by Phone, Call 669 275-1384

Please Note:

If you call to listen, you will not be heard by the Commission members and there will be no live public comment until called for by the Chair during the meeting. The public is encouraged to email their comments before the meeting to: HMC@fairfieldct.org

**Fairfield Harbor Management Commission Meeting
February 21, 2023
4:30 p.m.
In person at Sullivan Independence Hall
725 Old Post Road, Fairfield
1st Floor Conference Room
via Conference Call Bridge at 669 275-1384**

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES: December 2022 [DEC 20 2022 Draft Reviewed.pdf \(fairfieldct.org\)](#) and January 2023 [JAN 17 2023 DRAFT REVIEWED.pdf \(fairfieldct.org\)](#)

CHAIRMAN'S REPORT:

1. January 18, 2023 email to Colin Clark DEEP in response to DEEP's Tentative Determination of Approval for the structures at 1143 Sasco Hill Road expressing: (1) The need to protect free and unobstructed public access along the shoreline between Sasco and South Pine Creek beaches; (2) agreement with the Harbor Master that the term motorized be expanded and changed to that used by the Coast Guard; and (3) the FHMC's continuing concern that additional water access structures will negatively impact public access along the shoreline between Sasco and South Pine Creek beaches and to request that that DEEP and FHMC review the required land record notices prohibiting future land owners of 1143 – 1155 Sasco Hill Road from building additional shoreline structures before such records are filed.
2. January 19, 2023 email response from Colin Clark: (1) The pier at 1143 will be built high enough so that the public will continue to have unobstructed access between South Pine Creek Beach and Sasco Beach; (2) DEEP's legal staff is confident that the condition of the approval limiting the development at Sasco Hill Road to 1 pier will prevent current and future owners from building any additional piers; and (3) it is standard practice for DEEP to draft the Land Record Filing form and provides copies to applicants for them to file; separate land record forms will be filed for each of the new waterfront lots, and those forms will refer to the prohibition for current and future property owners.

3. January 25, 2023 email from John Pinto, President of CT Harbor Management Association forwarding materials related to the Association's effort to promote legislation that would clarify well established and recognized harbor management practices that appear to be diminished by the Cohen decisions.
4. February 2, 2023 email from Jill Vergara RTM District 7 asking if the HMC had and would consider expanding its jurisdiction to include Ash Creek.
5. February 3, 2023 email the transmittal form to RACE in connection with the COP application to DEEP for work at the Lower Wharf.
6. February 4, 2023 email exchange with Jennifer Groves of Ash Creek Association seeking collaboration with appropriate agencies for oversight and protection of Ash Creek.
7. February 6, 2023 email to Senator Hwang, Representatives McCarthy Vehey, Leeper, and Keitt asking for their support to advance Bill 5616 with copies of the Cohen decisions and background materials.
8. February 6, 2023 email from DEEP with the approval of the application for the pier at 1143 Sasco Hill Road.

HARBOR MASTER REPORT: Mr. LeClerc

NEW APPLICATIONS: HMC Application to DEEP for a COP for work at Lower Wharf
[DRAFT COP TOF Lower Wharf Improvements 1-20-2023.pdf \(fairfieldct.org\)](#)

OLD BUSINESS:

1. Lower Wharf: Mr. Steadman,
2. Sand Management: Mr. Steadman
3. Mooring Committee: Mr. Herschler
4. Lower Wharf Risk Assessment: Mr. Cargill and Mr. Sundman
5. Deputy Harbor Master Search: Mr. Perugini
6. Cohen v. DEEP Update: Mr. Steadman

NEW BUSINESS:

Request to consider expanding HMC Jurisdiction to include Ash Creek
[Ash Creek \(From Chp. 1 Coastal Open Space Report 1996\).pdf \(fairfieldct.org\)](#)
[Ash Creek Goals from the Coastal Open Space Plan.pdf \(fairfieldct.org\)](#)

PUBLIC COMMENT

ADJOURN

All members of the Harbor Management Commission are requested to notify the Chairman and Recording Secretary if they are unable to attend. A quorum is necessary to transact business