

**MINUTES OF THE MARINE ADVISORY BOARD
100 NORTH ANDREWS AVENUE
COMMISSION CHAMBERS – FIRST FLOOR
FORT LAUDERDALE, FLORIDA
THURSDAY, FEBRUARY 5, 2015 – 6:00 P.M.**

<u>Board Members</u>	Attendance	Cumulative Attendance May 2014 - April 2015	
		<u>Present</u>	<u>Absent</u>
Barry Flanigan, Chair	P	7	0
James Harrison, Vice Chair	P	6	1
F. St. George Guardabassi	P	7	0
Norbert McLaughlin	P	7	0
Jim Welch	P	7	0
Robert Dean	P	5	2
John Holmes	P	6	1
Bob Ross	P	6	1
Joe Cain	P	4	3
Herb Rassing	P	7	0
Frank Herhold	P	7	0
Zane Brisson	A	6	1
Erik Johnson	P	6	1
Jack Newton	P	6	1
Jimi Batchelor	P	4	3

As of this date, there are 15 appointed members to the Board, which means 8 would constitute a quorum.

It was noted that a quorum was present for the meeting.

Staff

- Andrew Cuba, Manager of Marine Facilities
- Jonathan Luscomb, Supervisor of Marine Facilities
- Sergeant Todd Mills, Marine Police Staff
- Brigitte Chiappetta, Recording Secretary, Prototype, Inc.

Communication to the City Commission

Motion made by Chair Flanigan, seconded by Mr. Herhold, to submit the following comments, provided by Chair Flanigan, as a communication to the City Commission:

To the Mayor and the Commissioners.

We wish to reaffirm what has been and continues to be the unanimous support of the Marine Advisory Board (MAB) to see the obsolete Las Olas Marina rebuilt to service the

III. Statement of Quorum

It was noted that a quorum was present.

IV. Waterway Crime & Boating Safety Report

Sergeant Todd Mills of Marine Police Staff stated that the Marine Unit recorded eight reports, 17 miscellaneous incident reports, five accidents, nine citations, 121 warnings, and 79 safety checks during the month of January. The reports included four burglaries. He noted that a homicide victim was recovered from the water at George English Park.

Sgt. Mills added that very recently, three Marine Unit members responded to a distress call from a capsized vessel and pulled three individuals from the water. The body of a fourth individual was recovered from beneath the boat. He noted that the Marine Unit, Broward Sheriff's Office (BSO), and the Fort Lauderdale Fire Department cooperated in response to the emergency.

Sgt. Mills confirmed that most of the warnings issued by the Marine Unit are for wake violations. He explained that the goal is to educate boaters, many of whom are not aware of wake regulations. Citations are typically issued to repeat offenders.

V. Waiver of Limitations – 1524 Land LLC c/o Mr. Victor Doudine, Manager / 1524 South Ocean Drive

Tyler Chappell, representing the Applicant, showed a PowerPoint presentation, stating that the request is for a boat lift on a property currently under construction. The location of the boat lift would be within the 30% waterway restriction. The distance request is for the width of the boat lift, which is 11 ft. The Applicant has secured permits from the Florida Department of Environmental Protection (FDEP) and the Army Corps of Engineers.

The Board members discussed the Application, noting that the boat lift would be located in 2.6 ft. of water. It cannot be placed at greater depth due to the presence of seagrass.

There being no further questions from the Board at this time, Chair Flanigan opened the public hearing. As there were no members of the public wishing to speak on this Item, the Chair closed the public hearing and brought the discussion back to the Board.

Motion made by Mr. Rassing, seconded by Mr. McLaughlin, to approve. In a voice vote, the **motion** passed unanimously.

VI. Waiver of Limitations – Robert J. and Jane S. Palmisano – 209 N. Birch Road

Heidi Davis, representing the Applicant, showed a PowerPoint presentation, stating that the request is to install a boat lift beyond the 25 ft. into the waterway at the Alhambra Place condominium. The Intracoastal Waterway is approximately 717 ft. in width at its widest section. The boat lift would be located 20 ft. beyond the 25 ft. limit imposed by Code, or 6.3% of the width of the waterway. It will not adversely affect the navigation of vessels or the right-of-way on the waterway.

Ms. Davis noted that extraordinary circumstances at the subject location include the lack of a no wake zone, accumulation of garbage at the existing slip, and the shallowness of the area at low tide, all of which could result in damage to vessels. The Applicant has obtained all federal, State, and local permits for the installation of the lift. The requested lift will not extend further than other existing docks into the waterway.

There being no questions from the Board at this time, Chair Flanigan opened the public hearing. As there were no members of the public wishing to speak on this Item, the Chair closed the public hearing and brought the discussion back to the Board.

Motion made by Mr. Dean, seconded by Mr. Herhold, to accept the Application. In a voice vote, the **motion** passed unanimously.

VII. Reports

• Commission Agenda Items

Mr. Cuba advised that the City Commission approved an application for a waiver for a property in the Middle River area. It was noted that if the Board makes a recommendation to the City Commission that the Commission does not feel is valid, the Commission may override the recommendation and issue a waiver. The applicant in this case was able to prove that he was not engaged in renting dock space at the subject location. The applicant had reached out to the City Commission, which elected to call up the item. The Board's discussion and recommendation related to the application were presented to the Commission in their backup materials.

Mr. Luscomb reported that he is completing grant applications for a floating dock in front of Coontie Hatchee Park. This 90 ft. dock will feature a surrounding paddleboard and kayak launch section. Chair Flanigan advised that in a recent meeting with City Commissioner Robert L. McKinzie, he had agreed to have the Board look into the feasibility of installing a small fishing table among Sweeting Park's amenities. Mr. Cuba replied that he would provide an update on this issue at a future meeting.

VIII. Old / New Business

Chair Flanigan recalled that at the January 2015 Board meeting, there had been discussion of inviting the Coast Guard to review plans for a dock near the Riverwalk. Approximately one week ago, a member of the Coast Guard had accompanied Chair