

Waterways Committee Meeting Agenda

Date: Wednesday September 6, 2017

Location: Town Hall, Room #3

Time: 7:00 pm

Agenda

1. Approval of the Minutes of the June 7, 2017 meeting
2. Associate Member Positions and Town By - Laws
3. Harbor Plan Progress Report
4. Green Harbor Dredging
5. Harbormaster Report
6. New Business

Documents to be Presented at the Meeting

Waterways Associate Positions Duties / Responsibilities / Procedures

Two Associate Member Positions have been created.

The Positions will be posted as vacancies occur.

Both Associates will attend all meetings and participate in any and all discussions.

They may be assigned specific tasks and responsibilities by the Chairman.

They may vote if a meeting lacks a quorum.

They should be listed on the Town Website as Associate Members

They should be required to take the State Ethics Training.

When a vacancy occurs on the Waterways Committee (an expired term and departing member, or a premature vacancy) the Waterways Committee will recommend one of the Associate Members to the Board of Selectmen to fill the vacancy. It is hoped that Associate Members will eventually be appointed as full members of the Waterways Committee as vacancies occur. It is believed that this succession process would make for a productive and effective Waterways Committee.

If an Associate Member does assume the role of a full committee member, the Committee will begin the process of filling the vacant Associate Member Position.

Tasks:

Article 32 of the Town By-Laws needs the wording changed to reflect 7 members and 2 associate members

Waterways Bylaws

ARTICLE THIRTY TWO – Waterways

SECTION 1: INTENT - The purpose of this bylaw is to protect, preserve, promote the public's rights to safe and pleasurable use of the navigable waterways and aid and assist the commercial fleet located within the Town of Marshfield.

SECTION 2: DEFINITIONS - Captain of the Port: The Chief of Police of the Town of Marshfield.

Commercial Vessel: Any vessel, which is used to harvest fish or shellfish for purposes of sale, to carry passengers for hire or for mooring or scuba related business.

Fairway: Shall mean a defined area, as shown on official navigational charts, used continually for unobstructed vessel access to and from moorings, launching and shoreside facilities for the safety and convenience of the boating public.

Ground Tackle: Shall mean the mooring block, float, buoys, chain, swivel and pennant which are the property of the vessel owner.

Harbormaster: Shall mean the Harbormaster and all Assistant Harbormasters as defined in Massachusetts General Laws, Ch. 102 duly appointed by the Board of Selectmen, Town of Marshfield, Massachusetts. The recommendation of the Captain of the Port shall be considered by the Board of Selectmen in making such appointments.

Marina: A location of safe refuge, moorage, slippage, storage or anchorage for five (5) or more vessels, which may supply provisions, marine supplies or chandlery; or at which these may be obtained, and which a fee may be charged for the use of these facilities and/or services; to include any and all wharfs, piers, pilings, dolphins, floats (fixed or portable), or any boat facilities either private or public used for the keeping of any vessels over five (5) in number. This definition shall include municipal boating facilities, piers and moorings.

Marshfield Waterways Committee: Shall mean a seven (7) member advisory board appointed by the Board of Selectmen to protect and preserve the public's rights of the use and enjoyment of the Town's waterways, to protect the natural resources along and in the waterways and to promote safe navigation

within the Town's waterways.

Mooring: Space where ground tackle is located, or place where a buoyant vessel, lobster car, raft, float dock is secured with mooring tackle.

Skin Diver: Shall mean swimmers using fins and/or masks or snorkel tubes or self-contained underwater breathing devices.

Vessel: Shall mean all boats, including every description of motorized watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation.

Waterways of the Town of Marshfield: Shall mean the navigable waters within the Town of Marshfield north from the line of boundaries of the Town of Duxbury to the line of boundaries of the Town of Scituate, to the geographical seaward boundaries of the Town of Marshfield.

The waterways of the Town of Marshfield shall include, without limitation:

Houseboat: Shall mean any boat/vessel designed primarily for human habitation, dwelling or entertaining and which is not motorized. Some houseboats may also be known as a shanty boat.

GREEN HARBOR BASIN: Shall be the waters of the Town of Marshfield from the seaward most limit of the southwest jetty continuing upstream of the Green Harbor River to include all navigable rivers, creeks and tributaries including all waters subject to the ebb and flow of the tides twice in twenty-four (24) hours.

NORTH RIVER: Shall be that portion of the river within the boundaries of the Town of Marshfield to the geographical center of the river and all navigable rivers, creeks and tributaries pertaining thereto, including all waters subject to the ebb and flow of the tides twice in twenty-four (24) hours.

SOUTH RIVER: Shall be that portion of the river within the boundaries of the Town of Marshfield to the geographical center of the river and all navigable rivers, creeks and tributaries pertaining thereto, including all waters subject to the ebb and flow of the tides twice in twenty four (24) hours.

MASSACHUSETTS BAY: Shall be that portion of Massachusetts Bay contiguous to the Town of Marshfield from the mean high water line to the seaward jurisdictional lifts of the town.

Respectfully Submitted,

Michael J. McNamara
Chairmen Marshfield Waterways Committee