



City of Annapolis

Board of Port Wardens
Department of Planning & Zoning
145 Gorman Street, 3rd Fl
Annapolis, MD 21401-2535

PlanZone@annapolis.gov • 410-260-2200 • Fax 410-263-9158 • TDD use MD Relay or 711 • www.annapolis.gov

MINUTES

BOARD OF PORT WARDENS

Tuesday, January 26, 2021
Virtual Public Meeting
7:00pm

A. CALL TO ORDER: Gene Godley-**Chair**, 7:00pm

B. ROLL CALL:

Members Present: Gene Godley-**Chair**, Willie Sampson-**Vice Chair**, John Butler, Robert Shapiro, Scott Anderson

Staff: Harbormaster Bellis, Michael Johnson-Director, Public Works
Dr. Sally Nash-Director, P&Z, Kevin Scott, Lisa Grieco
Kerry Berger-Assistant City Attorney

C. APPROVAL OF AGENDA

Mr. Butler moved approval of the agenda as submitted. Mr. Shapiro seconded the motion. The motion passed unanimously in a vote of 5-0.

D. ADMINISTRATIVE

1. Election of Officers

Mr. Butler nominated **Chair** Godley to continue to serve as **Chair** of the Board of Port Wardens. Mr. Anderson seconded the motion. The motion passed unanimously in a vote of 5-0.

Chair Godley nominated **Vice Chair** Sampson to continue to serve as **Vice Chair** of the Board of Port Wardens. Mr. Butler seconded the motion. The motion passed unanimously in a vote of 5-0.

2. November 24, 2020 Meeting Minutes

Mr. Butler moved approval of the November 24, 2020 meeting minutes as written. Mr. Anderson seconded the motion. The motion passed unanimously in a vote of 5-0.

3. December 7, 2020 Meeting Minutes

Mr. Butler moved approval of the December 7, 2020 meeting minutes as written. Mr. Anderson seconded the motion. The motion passed unanimously in a vote of 5-0.

4. Findings of Fact, November 24, 2020

PORT2020-018 – Lewis West Marital Trust, 11 Southgate Avenue – **Approved as submitted.**

PORT2020-002 – Jeffrey W. Eckel, Trustee, 35 Eastern Avenue & 103A Eastern Avenue – **Approved as submitted.**

PORT2020-024 – 7416 Edgewood Road, LLC, 7416 Edgewood Road – **Approved as submitted.**

5. Findings of Fact – December 7, 2020

PORT2020-016 – City of Annapolis c/o DPW Newman Street at Market Slip – **Approved as submitted.**

Chair Godley moved approval of the findings of fact for 11 Southgate Avenue, 35 Eastern Avenue & 103A Eastern Avenue, 7416 Edgewood Road, and City of Annapolis c/o DPW Newman Street at Market Slip as presented. Mr. Butler seconded the motion. The motion passed unanimously in a vote of 5-0

1. Chair Godley administered the oath individually on the specific applications to all persons intending to testify at this hearing.

E. OLD BUSINESS

1. PORT2020-023 – Gerry Perham, 954 Creek Drive: To install an after-the-fact 8' x 14' floating kayak launch platform – **CONTINUED FROM NOVEMBER 24, 2020 MEETING**

Chair Godley noted that the BPW closed the record at the last meeting so the additional comments submitted cannot be included in the record.

Mr. Shaler clarified that the BPW continued the application at the request of Alderman Arnett who tasked the City with discussing the different options with the Applicant. There have been discussions with Dr. Nash, however, the applicant believes he has satisfied all the criteria and there has been no evidence that he has not met the criteria. He added that Dr. Nash asked for a continuance to allow for further discussions but the applicant defers to the BPW on whether it would approve a continuance. Dr. Nash clarified that she is asking for additional time to review options noting that there were delays and she is waiting on additional information. She responded to a question from **Chair** Godley as to what authority that the BPW has to continue the application specifically noting that there were safety concerns relating to the outfall. Ms. Berger added that the BPW has the authority according to its Rules of Procedures to continue an application if necessary.

Chair Godley moved to continue this application without prejudice to the BPW February 23, 2021 meeting. Mr. Butler seconded the motion. The motion passed unanimously in a vote of 5-0.

F. NEW BUSINESS

- 1. PORT2020-026 – Steven Roth and Caroline Blakely, 141 Spa View Avenue: Remove one mooring piling and reinstall it 10’ landward and add a 12’ wide x 10’ boat lift in existing slip 60’ channelward of MHW; add PWC lift on existing pier piling 30’ channelward of MHW; and install a 10’ L x 14’ W kayak float 60’ channelward of MHW**

Mr. Marsh explained that this is an application to remove one mooring piling, reinstall a boatlift on an existing slip, add a PWC lift to the existing pier piling and install a kayak float.

There was no written public testimony submitted at the time of the meeting however, the record will remain open to accept written testimony until February 23, 2021 at which time the BPW will deliberate on the project.

Chair Godley accepted the following exhibits into the record.

Exhibit Number	Board of Port Wardens Exhibit Type
C.1	Staff Memorandum dated 1/15/21
C.2	Maritime Construction Permit dated 8/7/20 with attachments

- 2. PORT2020-028 – Michael and Melanie Urbanski, 1 ½ Eastern Avenue: Remove and replace 20’ section of existing pier for access; remove and replace 840 sf of existing wood deck for access; replenish existing stone revetment in front of wooden bulkhead 70’ long x 10’ wide x 5’ high. All work by barge via water access.**

Mr. Musser noted that there was adequate posting of the signage on the property and mailing of the public notices. He explained that the applicants are proposing to do a maintenance project on their property to replenish the existing stone revetment in front of the existing wooden bulkhead. He added that all work would be completed by water access. He concluded that the applications for the Army Corps of Engineers and Maryland Department of the Environment are underway.

There was no written public testimony submitted at the time of the meeting however, the record will remain open to accept written testimony until February 23, 2021 at which time the BPW will deliberate on the project.

Chair Godley accepted the following exhibits into the record.

Exhibit Number	Board of Port Wardens Exhibit Type
C.1	Staff Memorandum dated 1/15/21
C.2	Maritime Construction Permit dated 11/9/20 with attachments

- 3. PORT2020-029 – Yacht Haven of Annapolis, LLC, 326 First Street: Proposed work to maintenance dredge the existing travel lift well to 9 MLW (105 CY) and to maintenance dredge 4 marina slips to -7 MLW (87 CY)**

Mr. Lerian noted that there was adequate posting of the signage on the property and mailing of the public notices. He described the proposal to maintenance dredge the existing travel lift and four marina slips. He concluded that the applications for the Army Corps of Engineers and Maryland Department of the Environment are underway.

There was no written public testimony submitted at the time of the meeting however, the record will remain open to accept written testimony until February 23, 2021 at which time the BPW will deliberate on the project.

Chair Godley accepted the following exhibits into the record.

Exhibit Number	Board of Port Wardens Exhibit Type
C.1	Staff Memorandum dated 1/15/21
C.2	Maritime Construction Permit dated 11/9/20 with attachments

4. PORT2020-030 – Edwin and Georgeann Berkinshaw, 115 Spa View Avenue: Maintenance dredge existing boat 50 CY; install topping stone on existing sill; add 10 CY of sand; remove and replace PWC boatlift

Mr. Lorian noted that there was adequate posting of the signage on the property and mailing of the public notices. He noted that the intent of the proposal is to maintenance dredge an existing slip, install topping stone on the existing sill and to remove and replace PWC boatlift. Mr. Butler asked that Mr. Lorian provide details to show how the lateral lines are drawn.

There was no written public testimony submitted at the time of the meeting however, the record will remain open to accept written testimony until February 23, 2021 at which time the BPW will deliberate on the project.

Chair Godley accepted the following exhibits into the record.

Exhibit Number	Board of Port Wardens Exhibit Type
C.1	Staff Memorandum dated 1/15/21
C.2	Maritime Construction Permit dated 12/12/20 with attachments

5. PORT2020-031 – John Courtney, 7051 Bay Front Drive: Extend, existing 50’ pier to 75’; Eliminate existing 6’ x 15’ platform on existing pier; add 200 sf “L” head platform on proposed pier extension; add 3’ x 20’ finger and 10,000 lb boat lift

Mr. Biba described the proposal to extend the existing pier to 75-feet with the addition of 200 sf “L” head platform, removal an existing pier and add a 10,000lb boatlift and to add a finger pier.

There was no written public testimony submitted at the time of the meeting however, the record will remain open to accept written testimony until February 23, 2021 at which time the BPW will deliberate on the project.

Chair Godley accepted the following exhibits into the record.

Exhibit Number	Board of Port Wardens Exhibit Type
C.1	Staff Memorandum dated 1/15/21
C.2	Maritime Construction Permit dated 12/29/20 with attachments

6. PORT2020-033 – Chesapeake Region Accessible Boating (CRAB), 7040 Bembe Beach Road: Remove and dispose of the existing fixed timber pier complex that contains 37 berths including all existing mooring pilings; construct a new 8’ wide, timber deck floating pier complex with 15 berths including 3 boat lifts; install a 30’-35’ transition ramp to access the floating pier from the existing fixed timber bulkhead; all support pilings will be within the 8’ width dimension of the floating piers and will extend 9’ in height from MLW; install 12 mooring pilings as part of 8 of the berths.

Mr. Corse explained that the City of Annapolis owns the property and leased to the CRAB. The proposal is to remove and dispose of all elements of the existing fixed timber pier complex. The project proposes to construct an 8-foot floating pier complex to include a transition ramp from the existing fixed timber bulkhead and all support pilings will fit within the dimensions of the floating pier and will extend 9’ in height from MLW. He concluded that there was adequate posting of the signage on the property and mailing of the public notices. Mr. Butler requested the reference points on how the lateral lines were constructed and Mr. Corse agreed to provide to staff.

There were two public testimony comments received during the public testimony comment period however, the record will remain open to accept written testimony until February 23, 2021 at which time the BPW will deliberate on the project.

Chair Godley accepted the following exhibits into the record.

Exhibit Number	City Board of Port Wardens Exhibit Type
C.1	Staff Memorandum dated 1/15/21
C.2	Maritime Construction Permit dated 12/29/20 with attachments
C.3	Lateral Lines Submission

Chair Godley accepted the following exhibits into the record.

Exhibit Number	Public Testimony Board of Port Wardens Exhibit Type
T.1	Michael and Elizabeth Williams Letter dated 1/21/21
T.2	Anne Weathersby Letter dated 1/21/21

G. Miscellany
There was none.

H. **ADJOURNMENT**

With there being no further business, **Chair** Godley moved to adjourn the meeting at 7:50pm. Mr. Butler seconded the motion. The motion passed unanimously in a vote of 5-0.

The next meeting of the Board of Port Wardens is February 23, 2021 at 7:00pm as a virtual meeting.

Tami Hook, Recorder