Waterfront Advisory Board

Agenda
City Hall Council Chamber Monday, February 3, 2020, 5:30 PM

Wayne Mozo, Chair
Phillis Rosetti, Vice-Chair
Michael Engiles
Vacant
Alt. Seat #2 - Vacant

Lynn Marcum
Scott Gantt
Jim Baumstark
Alt. Seat #1 - Vacant

Ken Brown, Liaison

1. Call to Order:
2. Roll Call:
   Present:
   Staff:
3. Pledge of Allegiance:
4. Adoption of Agenda:
5. Approval of Minutes:
6. Presentations: Report on activity of City marine enforcement office Deputy Adam Ferguson; Deputy Ferguson’s communications with boat rental merchants.
7. Citizen Input - (three (3) minutes):
8. Unfinished Business:
   a. Non-Mechanized and Mechanized Power Pole Anchor Program -
   b. Light pollution on waterways
   c. SWFWMD Educational Material/ Other Educational Material
   d. Educational Material- Boater Brochures
   e. City Rebate Program (Lisa)
9. New Business:
   a. Aquatic Preserve designation for gulf inshore areas of Citrus, Hernando and Pasco Counties (Phillis)
   b. Weeki Wachee Springs recreational use study (Phillis)
   c. Next Agenda
10. Citizen Input- (three (3) minutes):
11. Board Member Reports/Comments:
   a. Jim Baumstark
   b. Mike Engiles
   c. Scott Gantt
   d. Lynn Marcum
   e. Wayne Mozo
f. Phillis Rosetti

12. City Council Liaison Comments - Ken Brown:

13. Announcement of Next Meeting – March 2, 2020 at 5:30 p.m.

14. Adjournment:
1. Call to Order – The meeting was called to order by Vice Chair Rosetti at 5:30 p.m.

2. Election of Chair – Board member Engiles nominated Wayne Mozo as Chair; seconded by Vice Chair Rosetti. Motion carried 6-0. Wayne Mozo elected as Waterfronts Board Chair.

3. Roll Call –
   Present: Phillis Rosetti, Mike Engiles, Scott Gantt, Lynn Marcum, Wayne Mozo, and Jim Baumstark.
   Staff: Council Liaison Ken Brown, City Manager Ken Frink, Co-Liaison Beth Perez and Co-Liaison Lisa Morris.

4. Pledge of Allegiance – Vice Chair Rosetti led in the recital of the pledge of allegiance.

5. Adoption of Agenda – Board member Baumstark moved to adopt the agenda; seconded by Board member Marcum. Motion carried 6-0.

6. Approval of Minutes – Board member Engiles moved to approve the minutes as amended; seconded by Chair Mozo. Motion carried 6-0.

7. Presentations – None.

8. Citizen Input – (three (3) minutes) – None.

9. Unfinished Business –
   a. KBP Kiosks – Board discussed receiving a posters regarding Audubon for the kiosks.
   b. Non-Mechanized Power Pole Anchor and bell anchor grant program – The board discussed starting a “Rock Star” program that was mentioned to the Board by Council Member Brown. Placing a sticker on boats to recognize captains/operators who agree to utilize pole anchors or bell anchors. It was suggested to provide a 50% grant towards alternative anchoring options on a first come first serve basis. The cost of a 10 foot power pole is approximately $2,500.00 per pole mounted. It was noted that the anchoring is only a part of the problem and that props cause bigger scars and damage to sea grass. The Board discussed various options for incentives for non-traditional anchoring. It was noted that education and incentives are the first steps. It was also noted that bell/mushroom anchors would not be incentivized. Board member Engiles to contact Captain Mike Dunn regarding his homemade pole anchor.
   c. Light pollution on waterways – The Board discussed the lighting issues. The Board discussed that residential lighting issues. It was noted that the Waterfronts Board the ordinance should
   d. Boater Brochures – The Board provided information regarding changes to the boater brochure.

10. New Business –
   a. Anchoring Advisory Circular – City Manager Frink provided information regarding SWFWMD creating brochures for the pole anchoring program. The Board discussed providing content to
Attest:

Lisa Morris, Deputy Clerk
Jim Anderson, Sea & Shoreline, recommended Wang Anchor Systems from Tampa – said they are the best he has used – and he’s been through a lot of them.

The full list is:
Pete’s Pier – Crystal River
Quality Weld – Homosassa
American Metals – Tampa
OR....Do It Yourself

$20-$250 Investment in Your Business and the EcoSystem

- Available in Wood, aluminum, fiberglass
- 1” and 2” diameters
- 8′, 10′, 20′ lengths
- Some have pointed metal tips to make it easier to set the pole
- Multiple methods of attaching to vessels
- Prop Guards – discounts available to large groups like META

We have the $2,000 donor match if you can get the Waterfronts Board to put up the rest.
I like the idea of a 50/50 match. These tour boat operators are making a profit off of the taxpayer investment – the least they can do is pay half of the cost to preserve the grassbeds.
Come with 20ft pole or less. Size is up to you. Scott at quality welding in the back of boat I use small anchor or small stick.

I have 2 in pipe next one will be smaller but thick wall for harder bottom. Some place I still have to use anchor.

Pole holder
A bill to be entitled
An act relating to aquatic preserves; creating s.
258.3991, F.S.; creating the Nature Coast Aquatic
Preserve; designating the preserve for inclusion in
the aquatic preserve system; describing the boundaries
of the preserve; outlining the authority of the Board
of Trustees of the Internal Improvement Trust Fund in
respect to the preserve; requiring the board to adopt
rules; prohibiting the establishment and management of
the preserve from infringing upon the riparian rights
of upland property owners adjacent to or within the
preserve; providing civil penalties; providing
applicability; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 258.3991, Florida Statutes, is created
to read:

258.3991 Nature Coast Aquatic Preserve.—
(1) DESIGNATION.—The area described in subsection (2) which
lies within Pasco, Hernando, and Citrus Counties, is designated
by the Legislature for inclusion in the aquatic preserve system
under the Florida Aquatic Preserve Act of 1975 and shall be
known as the “Nature Coast Aquatic Preserve.” It is the intent
of the Legislature that the Nature Coast Aquatic Preserve be
preserved in an essentially natural condition so that its
biological and aesthetic values may endure for the enjoyment of
future generations.

(2) BOUNDARIES.—For the purposes of this section, the
Nature Coast Aquatic Preserve consists of the state-owned submerged lands lying west of the right-of-way of U.S. Highway 19 within the boundaries of Pasco County, as described in s. 7.51, Hernando County, as described in s. 7.27, and Citrus County, as described in s. 7.09, to the south boundary of St. Martins Marsh Aquatic Preserve, as described in s. 258.39(20), and the westerly projection thereof, and also including all the state-owned submerged lands within Citrus County lying west of the west boundary of St. Martins Marsh Aquatic Preserve, lying north of the westerly projection of the south boundary of St. Martins Marsh Aquatic Preserve, and lying south of a line extending westerly along northerly coordinate 1663693 feet, Florida West Zone (NAD83), where the northern and southern boundaries of the Nature Coast Aquatic Preserve will be continuous with the southern boundary of the Big Bend Seagrasses Aquatic Preserve and the northern boundary of the Pinellas County Aquatic Preserve, respectively.

(3) AUTHORITY OF TRUSTEES.—The Board of Trustees of the Internal Improvement Trust Fund shall maintain the aquatic preserve subject to the following:

(a) The board may not approve or consummate the further sale, transfer, or lease of sovereign submerged lands in the preserve, except upon a showing of extreme hardship on the part of the applicant and a determination by the board that such sale, transfer, or lease is in the public interest.

(b) The board may not approve the further dredging or filling of submerged lands of the preserve except:

1. Minimum dredging and spoiling of submerged lands may be authorized for existing public navigation projects, as a public
necessity, or for preservation of the preserve according to the
expressed intent of this section.

2. Other alterations of the physical conditions of the
submerged lands, including the placement of riprap, may be
authorized as necessary to enhance the quality and utility of
the aquatic preserve.

3. The board may authorize minimum dredging and filling of
the submerged lands for the construction and maintenance of
marinas, piers, or docks and the maintenance of existing
attendant navigation channels and access roads. Such projects
may be authorized only upon a specific finding by the board that
there is assurance that the project will be constructed and
operated in a manner that will not adversely affect the water
quality, valuable habitats, and utility of the preserve. This
subparagraph does not authorize the connection of upland canals
to the waters of the preserve.

4. The board may authorize the dredging of submerged lands
if the board determines that such dredging is necessary to
eliminate conditions hazardous to the public health or to
eliminate stagnant waters, islands, and spoil banks, and that
such dredging would enhance the aesthetic and environmental
quality, habitats, and utility of the preserve and is clearly in
the public interest as determined by the board.

(c) Before approving any dredging or filling as provided in
paragraph (b), the board must give public notice of such
dredging and filling as required under s. 253.115.

(d) There may not be any drilling of wells, excavation for
shell or minerals, or erection of structures other than docks
within the preserve unless such activity is associated with
activity that is authorized under this section.

(e) The board may not approve the seaward relocation of bulkhead lines or the further establishment of bulkhead lines except when a proposed bulkhead line is located at the line of mean high water along the shoreline. Construction, replacement, or relocation of a seawall is prohibited without the approval of the board, which approval may be granted only if riprap construction is used in the seawall. The board may grant approval under this paragraph by a letter of consent.

(f) Notwithstanding this section, the board may, for lands lying within the preserve:

1. Enter into agreements for and establish lines delineating sovereignty and privately owned lands.

2. Enter into agreements for the exchange of, and exchange, sovereignty lands for privately owned lands.

3. Accept gifts of land within or contiguous to the preserve.

4. Negotiate or enter into agreements with owners of lands contiguous to public lands for any public or private use of any of such lands.

5. Take any action that is convenient or necessary to accomplish any of the acts and matters authorized under this paragraph.

6. Conduct restoration and enhancement efforts in the preserve and its tributaries.

7. Stabilize eroding shorelines of the preserve and its tributaries which are contributing to turbidity by planting natural vegetation to the greatest extent feasible and placing riprap, as determined by Pasco, Hernando, and Citrus Counties in...
(4) RULES.—

(a) The board shall adopt and enforce reasonable rules to carry out this section and to provide:

1. Additional preserve management criteria as necessary to accommodate special circumstances.

2. Regulation of human activity within the preserve in such a manner as not to interfere unreasonably with lawful and traditional public uses of the preserve, such as sport fishing, commercial fishing, boating, and swimming.

(b) Other uses of the preserve, or human activity within the preserve, although not originally contemplated, may be authorized by the board, but only subsequent to a formal finding of compatibility with the purposes of this section.

(5) RIPARIAN RIGHTS.—The establishment or the management of the preserve may not operate to infringe upon the riparian rights of upland property owners adjacent to or within the preserve. Reasonable improvement for ingress and egress, mosquito control, shore protection, public utility expansion, and similar purposes may be authorized by the board or the Department of Environmental Protection, subject to any other applicable laws under the jurisdiction of other agencies. However, before approving any such improvements, the board or the department must give public notice as required under s. 253.115.

(6) ENFORCEMENT.—This section may be enforced in accordance with s. 403.412. In addition, the Department of Legal Affairs may bring an action for civil penalties of $5,000 per day against a person as defined in s. 1.01(3) who violates this...
(7) APPLICABILITY.—This section is subject to the Florida Electrical Power Plant Siting Act, as described in ss. 403.501-403.518.

Section 2. This act shall take effect July 1, 2020.
A bill to be entitled
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