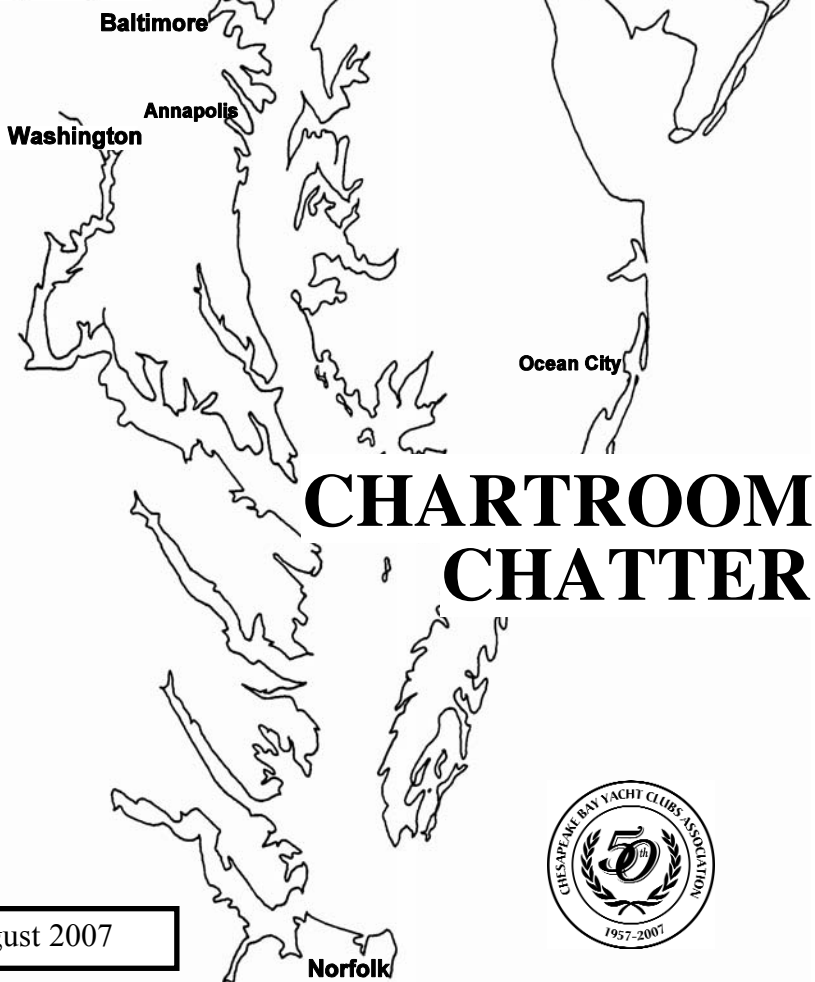


Chesapeake Bay Yacht Clubs Association



CHARTROOM CHATTER

August 2007



CBYCA, THE BOATER'S VOICE

2007 CBYCA BOARD OF GOVERNORS

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Director, De State Legislation.....	Cecilia Battaglini.....	(H) 610-566-0102 (E-Mail) DSLDE@CBYCA.ORG
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District Representative (B).....	TBA.....	
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District Representative (G).....	Howard Gasaway Sr.....	(H) 202-583-7121 (E-Mail) DRG@CBYCA.ORG
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District Representative (I).....	Robert Warren.....	(H) 804-725-9776 (E-Mail) warren9776@yahoo.com
District Representative (J).....	John Zalusky.....	(H) 410-326-3037 (E-Mail) jzalusky@earthlink.net
Immediate Past Commodore.....	Jerry Donofrio, Sr.....	(H) 609-871-8682 W-609-877-2561 C-609-351-5172, (E-Mail) IPC@CBYCA.ORG

The Chesapeake Bay Yacht Clubs Association (CBYCA) is a non-profit, volunteer association of Yacht Clubs located throughout the five state Chesapeake Bay Region. Its purpose is to represent the interests of recreational boating at the national, state and local levels of government, and to promote boating safety and education. For information, visit the CBYCA homepage at:

WWW.CBYCA.ORG or contact

Commodore Donald Burton, 59 Wheatshaf Lane, Smyrna, DE 19977

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Commodore's Corner

Donald Burton • Commodore@CBYCA.ORG



This year Carolyn and I had the opportunity to attend the opening day ceremonies of many CBYCA member clubs up and down the bay. Unfortunately, we were unable to attend the the opening ceremonies at every club due to scheduling conflicts. Many weekends there were 5-6 openings the same day. Even with that busy schedule, CBYCA had representation at 57 of our member club openings.

One special opening we attended was the 100th anniversary at Farragut Sportsmen's Association. A wonderful time was had by all. Our congratulations to Commodore Brian Sproul and all the members at Farragut. Keep up the good work!

Our next Delegates and Board meeting is scheduled at Baltimore Yacht Club Saturday, August 18th. The Board meeting starts at 10:00am; the Delegates at 1:00pm. All Members of CBYCA Clubs are invited to attend both meetings. We have a full agenda for the day including:

Election of 2008 Officers and Directors

Approval of an updated CBYCA position on "Mandatory Boater Education"

Speaker for the day:

Luncheon will be available at a nominal cost.

This is our traditional "float in" meeting. Please make your own arrangements with BYC if you are arriving by boat.

Since there have been no additional nominations received and in accordance with the By-Laws, the slate as shown on the inside back cover, will stand for election. Please come and give them your support.

Thank You.



We have Raffle tickets available for the Queen of the Chesapeake Fund. The odds are great ! we only sell 100 tickets at \$20.00 each. please contact IPC Donofrio, 609-871-8682, IPC@CBYCA.ORG

“PHOTOS OF YOUR YACHT CLUB”

We are looking for photos of your yacht club events or your clubhouse. There will be a presentation of photos at the upcoming 2007 Cbyca Ball December the 8th at the Shearton Annapolis.

Please send via email to Tom Cusick tom@cusick.com



Vice Commodore's Report

Coles Marsh VC@CBYCA.ORG



YOUR VOICE IS IMPORTANT!

I hope your summer is treating you and your family well. We seem to be on the down hill side of summer, it's hard to believe.

The August meeting will be held at Baltimore Yacht Club on August 18th. Colonel George Johnson (in charge of Marine Police for the State of Maryland) will be our guest at the delegates meeting. He has a long history of law enforcement in the state, having served previously as the sherrif of Anne Arundel County. The election of officers will also take place that day. Please come out and meet Colonel Johnson and take part in your election of officers for 2008. This is your association.

The ball room reservations are moving along with about 65% of the block of rooms taken. I would like to have the first block of rooms sold out by the end of September so we can decide on how many we should add to the next block. The rates are very good for Annapolis that time of year at \$119.00 per night with a one night stay and \$ 109.00 with a two night stay. Book early; this will be a great ball at a great location. Ladies, plenty of shopping for Christmas gifts downtown Annapolis and the Annapolis mall is across the street from the hotel. Annapolis is waiting for you and yours!



Rear Commodore's Report

Kevin Noon •RC@CBYCA.ORG



WOO did you see the LNG Explosion in Dallas on 7/25, they keep telling us it is safe. Turns out the huge explosions were just small canisters not even a true holding tank.

The summer is flying by and our time on the "Afternoon" has been well spent. We still have many Roster Books at Bush River Yacht Club, so if you have not received your books please call me 410-982-3131.



Legislative Director's Report

Robert Williams •LD@CBYCA.ORG



As most legislative bodies are on vacation, the legislative issues are those pending from the last session. The "Lemon Law" SB 538 for boats is still in Committee in Harrisburg. The PBA and the DRYL recently voted to put their support behind the bill. Nationally, under court order, the EPA is to establish new regulations and permits for recreational boaters in regard to normal water discharge by September 2008. I would strongly suggest backing HR 2550 which would exempt recreational boaters from the regulations. Comments to the EPA were due by August 6 but I urge everyone to contact their representatives in support of HR 2550.

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Maryland Legislative Report

Kay Brawley •DSLMD@CBYCA.ORG



Keeping the Lid on LNG Sparrow Point Project--Five Legislative Efforts

1. Delays for Sparrows Point Approval: Both Baltimore and AES officials now anticipate that the legal issues surrounding the Sparrows Point LNG regasification proposal will likely delay the FERC approval timeline. Kent Morton, AES project director, said that it was previously expected that FERC's ruling regarding construction of the project would be issued in November but a decision that soon no longer looks feasible (Baltimore Sun)

2. Federal Court Upholds Zoning Amendment Prohibiting LNG Terminals in Sensitive Coastal Areas: A U.S. District Court upheld an amendment to the Baltimore County Zoning Regulations that prohibits the construction of LNG terminals in environmentally sensitive coastal areas of Chesapeake Bay. The Court said that the amendment is not preempted by the Natural Gas Act and is within the delegated authority of the State of Maryland and Baltimore County under the Coastal Zone Management Act. AES, developer of the proposed Sparrows Point LNG terminal, is considering an appeal of the ruling. (Baltimore Sun)

3. U.S. Representative Urges FERC to Reject Sparrows Point: In a letter to FERC Chairman Joseph Kelliher, Congressman "Dutch" Ruppersberger (D-MD) urged the Commission to dismiss the AES application to develop an LNG terminal at Sparrows Point, citing the recent federal court ruling that upheld a ban on LNG facilities near sensitive coastal areas. AES urges that the judicial process be allowed to run its course before a final FERC decision. A FERC spokesperson said it would be unusual for the Commission to reject an application without completing the full review process. (Baltimore Sun)

4. Sparrows Point LNG Project Denied CZMA Consistency By Maryland: Following the AES rejection of Maryland's request that the developer stay the federal Coastal Zone Management Act (CZMA) consistency review period for its proposed LNG terminal at Sparrows Point, the Maryland Department of the Environment denied the project's consistency "on the grounds that AES has not provided sufficient information necessary for the State to make a federal consistency determination." AES may request that the U.S. Secretary of Commerce override Maryland's decision by finding that the project is in fact consistent with the CZMA or is necessary for national security purposes.(FERC eLibrary in Docket No. CP07-62)

5. Maryland Commission Approves Prohibition on LNG Facilities in Sensitive Coastal Areas: Maryland's Critical Areas Commission approved a measure that prohibits LNG facilities from being built in environmentally sensitive coastal areas. The legislation was passed by the Baltimore County Council in February, but Commission approval was required to incorporate it into the Coastal Zone Management Plan. (Baltimore Sun)

Federal LNG Initiatives:

Federal Court Opinion Examined by LNG Opponents Nationwide: Opponents of LNG regasification terminals across the United States are examining a U.S. federal judge's opinion that upheld a Baltimore County ordinance prohibiting LNG terminals from being constructed within 1,000 feet of Chesapeake Bay wetlands. LNG opponents in New York and Oregon are considering the opinion's applicability to local LNG proposals.(Baltimore Examiner)

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U.S. Senator Lautenberg Introduces Maritime Security Bill:

Senator Frank Lautenberg (D-NJ) introduced S. 1594, the Maritime Hazardous Cargo Security Act of 2007. The bill includes four main components: (1) diplomatic efforts to develop international standards for handling especially hazardous cargos (EHC); (2) mandatory training of port workers on the U.S. Coast Guard's Incident Command System; (3) USCG development of regional response and recovery plans for resuming port operations following a security incident; and (4) authorization for the USCG to share EHC security costs with high-risk facilities.(Keep an eye on this one)

U.S. Senate Rejects Amendment Giving States More Authority in LNG Terminal Siting:

The U.S. Senate voted down an amendment proposed by Ben Cardin (D-MD) and Barbara Mikulski (D-MD) to the comprehensive energy bill under consideration in the Senate. The amendment would have required the Army Corps of Engineers to receive approval from the affected state's governor before issuing permits for the construction of any proposed LNG terminal. (CNNMoney.com)

Cove Point-Maryland & Delaware LNG Linkage

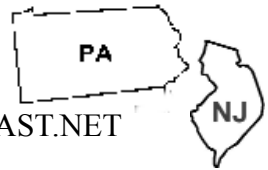
Regional Company Proposes Pipeline Connecting Cove Point LNG Terminal to Southern Delaware: Eastern Shore Natural Gas Co., a regional natural gas pipeline company, has proposed a pipeline that will travel along the Chesapeake Bay floor and through eastern Maryland to connect southern Delaware with the Cove Point LNG regasification terminal. The project, called the Eastern Shore Energylink Expansion, should be operational by November 2009, with construction beginning by October 2008 pending the outcome of the regulatory approval process. (News Journal-Wilmington)

Stay Cool & Safe on the Chesapeake!



Pennsylvania/ New Jersey Legislative Report

Art Friedman •ART747@COMCAST.NET



Pennsylvania

Harrisburg, State Rep. Ed Staback, D-Lackawanna/Wayne, announced that a bill that he authored (H. B. 778) that gives the Fish and Boat Commission the full authority to prosecute boating under the influence in Pennsylvania was passed by the House of Representatives unanimously Tuesday. The bill had previously passed the Senate as amended. Governor Rendell signed the bill into law for boating under the influence.

What will happen if I operate under the influence?

If you are stopped by a waterways conservation officer (WCO), and the officer suspects you might be under the influence, you may be requested to submit to a series of standard field sobriety tests. Some of these tests, such as "walk and turn" or "one-legged stand," are familiar to many people who have seen them on television. Other tests have been developed specifically for use in a marine environment. Based on the test results, combined with the WCO's observations, a determination will be made on whether you will be charged with operating a

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watercraft under the influence, as well as any other violations resulting from your stop.

Can I refuse to submit to a chemical test?

Yes. You may refuse to submit to a chemical test requested by a WCO. However, PA implied-consent regulations state that you will automatically face a one-year suspension of your boat-operating privileges for refusing to submit to a chemical test requested by a WCO when there is reason to believe you are operating a watercraft under the influence. Furthermore, if charged with operating under the influence, the fact that you refused the chemical test may be entered into evidence against you.

How does an arrest for operating under the influence affect me?

If arrested for operating a watercraft under the influence, the results are the same as any other arrest by a WCO or other police department. You will be fingerprinted and photographed, and you will have a criminal record. If convicted, you face fines up to \$ 7,500.00 and a prison term of up to 2 years, or both.

Final Passage (Vote Y: 50/N: 0) HB 13 Readshaw Amends "An act encouraging landowners to make land and water areas available to the public for recreational purposes by limiting liability in connection therewith and repealing certain acts" by stating that an owner of land who either directly or indirectly invites or permits any person to use his property for recreational purposes does not assume responsibility for or incur liability for any injury to persons or property caused while hunting as defined in 34 PA.C.S. Sec. 102 (relating to definitions). Approved by the Governor Act 11

Dredging the Delaware River: Pennsylvania has made an agreement to dredge the Delaware River. The agreement involves Pennsylvania paying for the entire project as well as disposing of all the dredge spoils. Pennsylvania Senators Arlen Specter and Robert P. Casey Jr. on Wednesday boasted that a new appropriations bill they were supporting would provide \$22.5 million for plan to deepen the Delaware River's main shipping channel from 40 to 45 feet. This has been approved by U.S. Senate Appropriations Committee.

The Delaware Riverkeeper Network and National Wildlife Federation have announced release of a complimentary set of reports challenging, once again, the Delaware River Deepening Project. The first report titled "Delaware River Deepening - Dumped Again - This Project Does Not Pay" challenges the most recent economic study issued by the Army Corps of Engineers in support of the Deepening project, the second titled "Delaware River Deepening - Dumped Again - Environmental Threats Too Great to Sustain" highlights the environmental threats and harms that are wrought by the project.

Safe Boating Survey

The 2007 safe boating survey results of PBA and CBYCA were encouraging and conclusive. Over ninety five percent of those interviewed agreed that boating education is necessary regardless of the age of the boater. This includes power boaters, sail boaters, personal watercraft and paddle boaters.

Background of the submitters included 84% that had safe boating certificates, 59% were power boaters, 40% were sail boaters, 05% paddle boaters, and 05% did not own a boat. Seventy percent of the submitters were from PBA and thirty percent from CBYCA.

Based on the survey results the Pennsylvania Boating Association

recommends that the Pennsylvania Fish and Boat Commission should consider mandatory boating education regardless of age.

New Jersey

NJ Eminent Domain

In a unanimous, sensible decision, the New Jersey Supreme Court has ruled that towns cannot seize privately owned land for redevelopment simply because it is underused. To justify condemnation under state law, property must be actually blighted.



Delaware Legislative Report

Cecilia Battaglini • DSLDE@CBYCA.ORG



My report this month is about a country south and east of the state of Delaware,

A June/July trip to Valencia Spain for the 32nd America's Cup races, saw the Swiss defender Alighni win its 4th consecutive race in dramatic fashion and take a 5-2 victory over New Zealand Emerites on July 3rd.

The experience of watching the 12 meter yachts duel it out in the Med was undoubtedly exiting, stimulating and clearly a joy to behold. The crew handled the boats as if they were 10 meters instead of those huge boats in 15 knots of breeze. Most impressive, the tacking duel with Alighni trying to keep the right and prevent New Zealand from crossing, and NZ trying to drive Alighni to the port layline. It was a perfect example of the power of the right finally deciding a perfectly even match, on the second beat NZ allowed ALIGHNI to get to the right again. We know what happened next.

A week after ALIGHNI won the 32nd America's Cup, they signed a protocol for the next event with the newly established CLUB NAUTICA ESPANOL de la VELA. An exact date was not set, nor a place to race or exact yacht design rules set. Golden Gate Yacht Club, home of BMW Oracle, has contested the way ALighni has set up the next AC races. arguing that the newly established Club Nautica Espaniol de la Vela and Alighni agreed to race in bigger boats. Without the basic elements of regatta venue of date and boat design rules as required by the Deed of Gift which governs the America's Cup, the Alighni protocol provides no opportunity for a fair and equitable competition. The Golden Gate Yacht CLub also contends that the newly established Club Nautica Espanaol de la Vela was an illegitimate challenger under the Deed of Gift, which says a challenger must hold annual races on an arm of the open sea.

GGYC, home of Oracle, has challenged Alighni itself rather than putting it's name on a list of teams who would fight it out for the right to race Alighni for the America's Cup.

Alighni will tell other teams where and when the next cup will be by Dec 31st and will set the exact rules over how to build the new class of boat by the end of the year as well.

GGYC. represented by softwear billionaire Larry Ellison, at the last two
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America's Cups said Alighni could already begin to design their defense while leaving potential challengers in the dark about the new boats they will have to build.

Brad Butterworth is set to skipper Alighni. The new boat will jump to 90' with sliding keel and with 20 crew.

Valencia, is a georgeous city, both the old section and the newly added additions of modern attractions. If the decision is made to renew the Cups' event there, plan to book your reservations. It was and will be again WORTH IT.



National Boating Federation

Earl Waesche • emwaesc@erols.com
Legislative Director



BoatBlue Coalition on Ballast Water Discharge

In May we reported on the U.S. District Court ruling which nullified EPA regulation 40 under the Clean Water Act exempting effluent discharge incidental to the normal operation of vessels. The ruling applies to all water discharges including: gray water, bilge water, engine discharge and deck runoff. Under the court order, a permit would be required to enable normal discharge by September 2008. The EPA has issued a Public Notice and request for comments. All are encouraged to do so. The email address is: ow-docket@epa.gov. The subject line must reference: Docket ID No. EPA-HQ-OW-2007-0483.

The Coalition has submitted an appeal to the District Court asking that the ruling be amended to not include recreational boats. The plaintiffs' appeal will be heard on August 14th. Also, HR 2550, the House bill which would exempt recreational boats from the permit process now, has 20 co-sponsors. A companion bill will be entered in the Senate. This is a huge problem that if not resolved will have a major impact on the marine industry and the boating public. For more information, log on to boatblue.org.

Water Access 2007 - A National Symposium on Working Waterways & Waterfronts

The symposium was held in Norfolk VA, on 9-11 May 2007. There were 170 attendees and sponsors from Government, industry and the academic community. The purpose of course was to discuss the problem of diminishing public access to the waterways and possible solutions. Common problems were rising land costs, skyrocketing taxes, increased insurance, conversion of facilities to condominiums and local regulations limiting public access. The meetings were broken up into various interest panels with presentations by people experienced in local access issues. Case studies were given to show attendees what has been done in various parts of the country and how these solutions could be brought home. The leadoff Plenary Panelists including Ryck Lydecker, Boat U.S. moderator; Thom Dammrich, President, NMMA; Rod Moore, Exec. Director, West Coast Seafood Processors Association; Katherine Andrews, Exec. Director, Coastal States Organization and David Kennedy, Director, NOAA Office of Coastal Resource Mgmt. Additional panels included: Successful Local Initiatives, Legislative/Legal Panel, Technical Studies and Tools to Address Access, State Initiatives and Local Case Studies.

I admit going to the conference expecting the worst but was surprised to learn of how much has already been accomplished in many state and local initiatives to

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alleviate the problem of diminishing water access. An excellent publication "Access to the Waterfront: Issues and Solutions Across the Nation" was prepared by the Maine Sea Grant Staff. Also the Virginia Institute of Marine Sciences (VIMS) has prepared a CD of final conclusions and recommendations from the symposium which was just distributed to all attendees.



Qualifications Officer Report

Pam Butler • QQ@CBYCA.ORG



Delegates please mark your calendar to be present at our August 18th Delegates Meeting at the Baltimore Yacht Club. We will vote on the membership of the Summit North Yacht Club, Wilton Creek Cruising Club, and Southern Maryland Sailing Association. In addition, we will exchange burgees with Back Creek Yacht Club and Eastern Shore Sailing Association.

To ensure that I get all applications for membership in a timely manner, please send directly to me: Pam Butler, Qualifications Officer, 6415 Craigmont Road, Baltimore, MD 21207 or e-mail Pamelia.Butler@cms.hhs.gov.



Publicity Director's Report

June Donofrio • june.donofrio@verizon.net

Deadline for the next

Chartroom Chatter is August 25, 2007

We have been receiving many "return to sender" Chartroom Chatters, if you are going to be away for months at a time, please contact me at the above address with your new mailing address, or the time of your return. otherwise your copy may have to be deleted from our mailing list. Contact me via email above or mail to 11 Needlepoint La, Willingboro, NJ 08046. Be sure to get your event information submitted through the Cbyca Website so it can be included in the Goldenrod page in the Chartroom Chatter, this must be submitted through the Website no later than the 25th of each month.

2007 CBYCA Meeting Schedule Mark Your Calendars !

September 22	Sat	1000 hrs	Board	Capital YC
October 13	Sat	1000 hrs	Board	Corinthian YC
November 17	Sat	1000 hrs	Board	Bush River YC
	Sat	1300 hrs	Delegate	Bush River YC
December 15	Sat	1000 hrs	Board	TBA
			Christmas Party	

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Nominating Committee Report

As required by the Constitution and By-Laws of CBYCA, the 2007 Nominating Committee, consisting of P/C Ray Littleton, P/LD Tim Abel, P/C Fred Levitan, Delegate Dick Miller, Delegate Tom Powers and IP/C Jerry Donofrio Sr., Chairperson, has selected the following slate of candidates for the 2008 elective offices to be voted on at the August 18, 2007 Delegates meeting. All of the candidates selected have expressed their willingness to serve.

Commodore	Coles Marsh	Boumi Shrine YC
Vice Commodore	Kevin Noon	Bush River YC
Legislative Director	Robert Williams	West End BC
Rear Commodore	Pamelia Butler	Neptune YC
Qualifications Officer	John Zalusky	Solomons Island YC
<u>Directors of State Legislation</u>		
Maryland	Dr. Kay Brawley	Elk River YC
Virginia	Jacque Knight	Mount Vernon YC
Pa / NJ	Art Friedman	Delaware River YC
Delaware	Cecilia Battagini	Northeast River YC
Secretary	Gene Schenk	Bodkin YC
Treasurer	Carolyn McElwee	Sassafras River YC
Publicity Director	June Donofrio	Ran-Del YC
<u>District Representatives:</u>		
District A	Vera Gortowski	Top of the Bay Cruising Assn
District B	James Kennedy	Quaker City YC
District C	Robert Parsons	Otter Point YC
District D	Richard Bruns	Baltimore YC
District E	Michael Death	Bodkin YC
District F	Ed Ward	Great Oak YC
District G	Jennifer Williams	Miles River YC
District H	Thomas Cusick	Admirals Annapolis YC
District I	Harriet Bean	Corinthian YC
District J	Howard Gasaway, Sr.	Chesapeake Cruisers Assn
District K	Tim Baker	Prince William YC
District L	Robert Warren	Mathews YC
Nominating Commt (08-09)	A D Jeannette Baker	Prince William YC
Nominating Commt (08-09)	A D Judy Williams	West End YC
Nominating Commt (08-09)	P/C Marty Weiner	Maryland YC
Nominating Commt (07-08)	Thomas Powers	Northern Star Hunter Sailing
Nominating Commt (07-08)	P/C Fred Levitan	CBYCA
Nominating Commt (07-08)	Richard Miller	Kent Island YC

Upon completion of his current term of office, Commodore Donald H. Burton will serve as IP/C and become Chairperson of the 2008 Nominating Committee.

Sincerely,

Jerry J. Donofrio Sr.

IP/C Jerry J. Donofrio Sr.
Chairperson



**Chesapeake Bay
Yacht Clubs
Association**

c/o P.D. June Donofrio
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Willingboro, NJ 08046

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