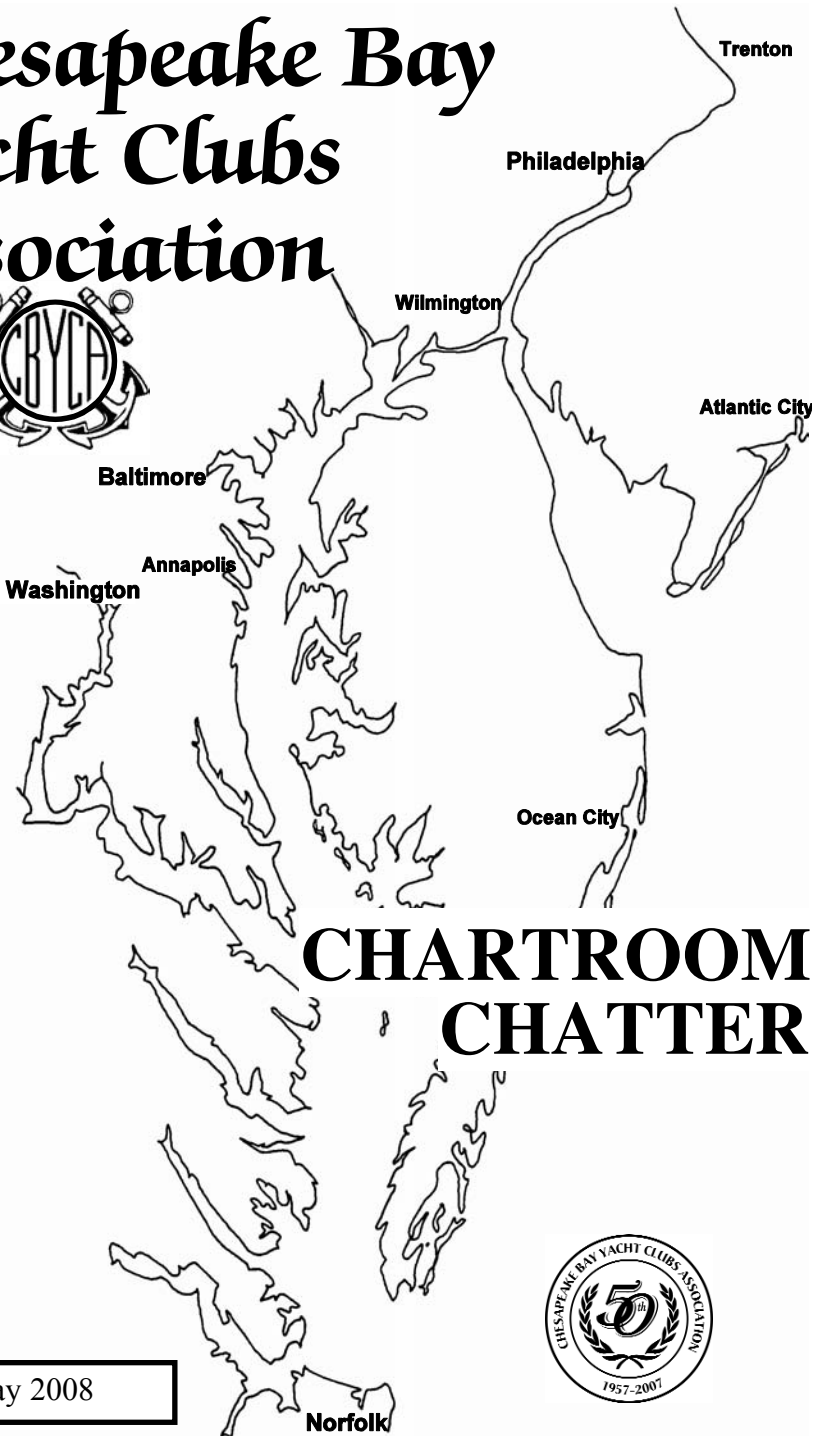


Chesapeake Bay Yacht Clubs Association



CHARTROOM CHATTER

May 2008



CBYCA, THE BOATER'S VOICE

2008 CBYCA BOARD OF GOVERNORS

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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 Coles Marsh, 103 Lakeview Dr., Annapolis, Md 21403

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Commodore's Corner

Coles Marsh •marsheme@comcast.net

YOUR VOICE IS IMPORTANT!



The April Board and Delegates meeting was held on the 19th at the North East River Yacht Club. This is the Roster Book distribution day and always has one of the largest crowds to pick up their Club's books. We were greeted on Friday by Commodore Lisa Mack with coffee, cookies and a helping hand to assembly the books by Clubs. Not only did North East River Yacht Club host the meeting the Commodore helped with the Friday duties. THANKS COMMODORE LISA! Saturday we were treated to a beautiful view of the River with a great lunch and wonderful hospitality. Hats off to the crew for a great job, we look forward to our next visit.

The Surveys are slowly coming in with about 38 to date. I would love to see about 60 or 70 as this would give us a good representation of all the clubs. We will be taking a look at those in June and give you a report on how the members see the CBYCA responsibilities to you our members. PLEASE SEND IN YOUR SURVEYS. THANKS!

The next Board of Governors meeting will be at Maryland Yacht Club on Saturday May 31st at 10:00 hrs. That is Maryland Yacht Club's opening day at 13:00. All members are welcome to attend any Board meeting.

PLEASE PROTECT A MOTHER TO BE; THROW BACK THE FEMALE CRABS.



Vice Commodore's Report

Kevin Noon VC@CBYCA.ORG



I want to Thank Commodore Lisa Mac of North East Yacht Club for hosting our April Meeting. The New Floating Piers look wonderful and the Club seemed to be coming Alive with members readying their boats for the upcoming season. Lisa informed me along with the new slips came Transient Docks, so if you find yourself in this neck of the Chesapeake I would highly recommend spending an evening or two here, enjoy the hospitality, food and friendship.

The next Board Meeting will be May 31st at the Maryland Yacht Club. This meeting is held the DAY before the QUEEN of The Chesapeake Contest. As a CBYCA member I think it's important to support the Queen in all her efforts, so MARK your Calendar and plan to attend. Remember; as always; Board Meetings are always open to any member Club.

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Thanks Rear Commodore Pam and your committee for putting together a Great Roster Book and a Special thanks to the District Reps and all who helped Distribute said book.



Legislative Director's Report

Robert Williams •LD@CBYCA.ORG



As we all are aware, the most urgent issue in legislation is the S 2667 Clean Boating Act of 2008. Since our last meeting and the introduction of this new Bill, several Senators have thrown their support behind the Bill. Unfortunately, only the two Senators from Maryland are supporting the Bill at this time. I'm ashamed to say we have none from Pennsylvania. Numerous letters and e-mails have been sent to both Sen. Specter and Sen. Casey. Sen. Casey's office informed me they were still looking into the provisions of the Bill. Sen. Specter is currently being treated for a re-occurrence of cancer. We've had no response from the New Jersey, Virginia or Delaware Senators. Since my home club, West End Boat Club, is a border club, at our last meeting we provided letters for the Senators for three states. As members signed in, they were given the appropriate letters for their Senators and the members signed them and the club mailed them the next day. A total of 48 members sent letters. This is the type of action that we need from all the clubs at their meetings and opening days. Sadly, we do need to make it easy for people. Some people may take it off of the web site, but having the letters available gets faster results. National LD Earl Woesche will have more information on the progress of the Bill. Earl is always a wealth of knowledge. He gets back to me immediately with any information I need. Thank you for your help Earl.



Rear Commodore's Report

Pam Butler •RC@CBYCA.ORG



I want to thank the member clubs, and the boating and business community for their generous response and support of the 2008 CBYCA Roster Book. We exceeded the 2007 ad sales and we owe that to the many advertisers who helped us to reach this goal.

I also want to thank those CBYCA members who were a part of the production of this quality book, and those who assisted with the preparation for distribution on the Friday before the Delegates Meeting and the actual distribution of the books on April 21st. It was a job that required commitment and great teamwork. It was, indeed, a wonderful experience!

We had hoped that all the books would have been distributed. Unfortunately, there were a number of clubs that were not represented and therefore did not get their books. Those books were picked up by the District Representatives (DRs)

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or another Board Member who volunteered to deliver them. If you did not get your books at the meeting and you do not receive them in the next couple of weeks, please contact your District Representative to arrange for a pickup. If your DR does not have your books, please contact me: R/C Pam Butler at 410-788-4753.

Again thanks to all who helped to make this a great Roster Book Year. It's a beautiful production



Maryland Legislative Report

Kay Brawley • DSLMD@CBYCA.ORG



General Assembly finally over... CBYCA comes out a winner!

It wasn't easy, but CBYCA interests held its own as legislators struggled to balance a budget hit hard by revenue shortfalls and a looming recession. The 425th Session began January 9, 2008 and adjourned April 7, 2008. The General Assembly has 47 Senators and 141 Delegates elected from 47 districts, and a record number of 19 bills were introduced of interest to CBYCA. Legislators listened, shutting down most bills and passing others which were given a CBYCA thumbs up. Here's the short list of wins on the legislative front:

SB 7 / HB17: Task Force to Study the Boating Industry in Maryland-Extension of Life *Sponsored by Senator Astle & several House members*; passed unanimously and approved by Governor in April with extension to 6.30.09; ref: Chapter 11. This is the task force on which Kay Brawley is presently serving, and which will deliver its findings and recommendations later in 2008. The task force is oriented towards finding ways to make the impact of Maryland laws and regulations treat both residential and visiting boaters fairly and make them more welcome on our waters, as well as promoting the marine trade industry. A report and analysis to the Committee on Fri., Feb 29 is available to Delegates on tax laws, reciprocity and enforcement activity from Maine to Alabama.

SB676/HB612: Property Tax Assessment-Commercial Waterfront Property *Sponsored by 7 Senators and 6 Delegates; passed unanimously 3/30.*

This bill would provide for the assessment of commercial waterfront property based on its use instead of its market value for property tax purposes. It is intended to make it less likely that existing marinas would be forced by tax increases to sell to condo development or such other use that would eliminate the boating access currently provided. This is a Working Waterfront Commission bill supported through testimony by CBYCA, MTA and DNR. It is very similar to FL legislation based on use to protect boating access of its citizens.

Legislative Bills Regarding Chesapeake Bay Environment:

SB 104: Working Waterfront Commission-Reporting & Sunset Extension; Passed unanimously and approved by Governor on 4.8.08; ref: Chapter 17

SB213/HB369: Chesapeake Bay 2010 Trust Fund & Nonpoint Source Pollution Fund; Senate adopted 46-0; House passed with amendment 121-15

HB 973: Water Management Administration-Living Shoreline Protection Act of 2008; Supported by CBYCA, DNR & MTA; Passed Senate: 44-0; House: 123-10

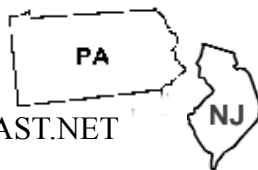
HB1056: Water Management Administration-Wetlands & Waterways Program Fees; Passed Senate: 37-10; House: 126-12

HB1253: Chesapeake & Atlantic Coastal Bays Critical Area Protection Program; CBYCA offered testimony on March 6 to protect recreational boating, waterfront homeowners, yacht club and marine businesses' waterway dependency. Passed Senate: 41-6; House: 119-15.

MD General Assembly homepage online ref. <http://mlis.state.md.us/>



**Pennsylvania/
New Jersey
Legislative Report**
Art Friedman •ART747@COMCAST.NET



Pennsylvania

Key Legislation Being Followed

Senate

SB 538 Lemon Law -- includes provisions about boats to be included in the statute

SB 735 Recreation Use of Land and Water Act -- further limits liability for owners of private lands and waters that are open to public use. The house bill is HB 13

SB 1118 License no fee for fishing- 120 day deployment of PA National Guard member

SB 836 Rewrite of F & B Code, Section 2711 fishing, pass through fee not to exceed \$1.00, no one-day licenses 15 MAR – 30 APR annually and replacement licenses @ \$5.00 – no fee for permits.

House of Representatives

HB 250 Commissioners -- term of office to be revised the term is to be determined

HB 433 Fishing license exemption – for disabled individuals

HB 587 Commissioners -- powers of waterways conservation officers

HB 778 Boating under the influence -- inspection and certification of testing facilities, exception to the two-hour rule and the grading of offenses

HB 1436 Youth education / Youth license – use of field acknowledgement

HB 789 Powers and Duties of Waterways Conservation Officers and Deputies -
- enforcement of trespass statues

HB 1862 Powers and duties, of enforcement officers – Vehicle Code including boats

Pennsylvania Fish and Boat Commission

§ 57.12. Policy on wind power projects.

It is the policy of the Commission to have its staff fully coordinate agency concerns in the review of wind power development projects with all involved local, state and federal regulatory agencies to avoid, minimize and mitigate harmful impacts to fish, other aquatic life, reptiles, amphibians and their habitats.

Commission staff will seek the collection of adequate data for risk analysis when necessary in the environmental review process, the avoidance of threatened and endangered species and their habitats, the avoidance of ecologically sensitive areas when locating projects, the reduction of habitat fragmentation, and the development of mitigation strategies for unavoidable impacts.

Under 58 Pa. Code §91.7 the Executive Director of the Fish and Boat Commission (Commission or PFBC) has established new criteria for courses of instruction in boating safety education.

Education Certificate. The Commission believes that this change more accurately reflects the intent of the act and will eliminate confusion among boaters who move their boats between states. The proposed amendments to §91.7 will authorize the Executive Director to publish criteria upon which boating courses may be approved for the purposes of the act. The Executive Director will publish separate criteria for Internet, video and classroom courses.

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code §53.4(a) (relating to limiting access to Commission property and other restrictions), has closed the Commission's Five Locks Access Area in West Brownswick Township, Berks County, to all public use. They are considered unsafe.

The Pennsylvania Fish and Boat Commission held its spring quarterly meeting April 21-22 at the Clarion Hotel in DuBois, PA.

The Pennsylvania Boating Association Board of Directors held its meeting in Harrisburg April 25th.

New Jersey

Legislation being followed

S866 Regulates power Vessels in certain environmentally sensitive areas.

The bill bans the operation of power vessels in environmentally sensitive areas in excess of no-wake speed, and bans the operation of power vessels under mechanical propulsion other than sail or muscular power across or upon tidal waters of less than 12 inches in depth in which submerged aquatic vegetation is visible.

These restrictions would not apply to designated navigation channels, marinas, launching ramps, or areas marked with aids to navigation.

The purpose of this bill is to protect the State's coastal wetlands, shallow-bay waters, natural creek areas, and all shallow-water marine habitats, which are placed at risk by vessels operated carelessly.

The bill requires the Boat Regulation Commission, in consultation with the Department of Environmental Protection (DEP), to adopt rules which would include a definition of "sensitive area" that is based on mapping conducted by the DEP.

The bill contains a penalty provision that imposes a civil penalty not to exceed \$5,000. In addition, if damage caused by a violation and the cost of restoration are established to the satisfaction of the court, the person would be liable to the

State for the cost of restoring the affected area to its condition prior to the violation. Lastly, the bill provides conservation officers in the Division of 45 Fish, Game and Wildlife in the DEP, the Division of State Police, 46 and any local law enforcement officers, with enforcement authority.



Delaware Legislative Report

Cecilia Battaglini •georgepnut@yahoo.com



U. S. Supreme Court Gives Delaware Ok To Block New Jersey LNG Pier

The Supreme Court has issued a ruling that gives Delaware an unobstructed veto over BP's proposed liquefied natural gas pier opposite Claymont, Del.

Delaware's clear victory can be traced directly to its Coastal Zone Act conservation law. BP's state endorsed CROWN LANDING LNG TERMINAL in Logan County, New Jersey, would have been served by a 2,000 foot delivery pier built mostly on top of Delaware's part of the riverbed, an area Delaware considers off-limits to bulk product delivery structures.

Justice Ruth Bader Ginsburg, writing for a 6-2 majority, said ' New Jersey's arguments in authorizing the pier over Delaware's objections "implausible" and said the two states share authority to regulate construction on the river in areas where the full width of the waterway lies inside Delaware.

Most river boundary lines run along the middle of a waterway but a late 17Th century deed made all of the Delaware River- from shoreline to shoreline-part of Delaware along the state's northernmost 29 miles.

Most critics of BP's pier proposal for the project opposed it based on concerns about risks of a tanker accident or terrorist attack. John Hughes, Delaware's Department of Natural Resource and Environmental Control stated "the case was based solely on the potential violation of the state's coastal development law, "Our staff very correctly defined this facility as a bulk transfer facility, specifically, clearly and unequivocally forbidden under the Coastal Zone Act'."



Qualifications Officer Report

John Zalusky •QO@CBYCA.ORG



The new Roster Books were distributed at the Delegates Meeting at North East River Yacht Club. The help of the NERYC officers was appreciated.

For those of you who did not attend, your District Representative will try to reach you with your Club's Roster books. Please help by doing whatever you can to

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pick them up. The 2008 has been freshened up with a distinguishing gold color.

The effort to bring in yacht clubs that are not now members continues. Qualifications Officer is very pleased to announce paid applications to two new clubs. The motion was made to the BOG, seconded and passed to bring the applications of the Norfolk Yacht and Country Club and the Drum Point Yacht Club before the assembled Delegates at the August 16 meeting at Baltimore Yacht Club. The Norfolk Yacht and Country Club is one of the largest clubs on the Bay and will be mutually beneficial in our legislative and administrative work, making us that much stronger.

If you know of an independent boating group that meets the definition of a yacht club tell them about us and contact me as Qualifications Officer. To help in this effort we now have a short CD that explains the CBYCA, and the good work we do on behalf of all boaters and those who love the Chesapeake Bay.



National Boating Federation

Earl Waesche • emwaesc@erols.com

Legislative Director



Ethanol in Marine Fuel: The recently passed Energy Bill contains new requirements for the amount of ethanol added to gasoline from 9 billion gallons in 2008 to 36 billion gallons in 2022. This is good news for the farmers who grow corn from which ethanol is derived but bad news for the boating community. This will also make it more difficult to locate any marine fuel which does not contain ethanol. Many have read of (or experienced) the effects of ethanol which loosens sediment in fuel systems, the way it mixes with water, its effect on older boats and on those boats equipped with fiberglass fuel tanks. Fortunately the bill does contain provisions added by the NMMA requiring the EPA to thoroughly review new fuels for safety and potential engine damage prior to approving them for sale. Meanwhile in California a class action suit has been filed alleging oil companies failed to inform boat owners that ethanol causes damage to fiberglass fuel tanks. The suit names major oil companies including Chevron and Exxon Mobil Corp as defendants.

Operation of Loran-C to Continue: The Department of Homeland Security issued a press release indicating it would now continue Loran operations as a "national backup system to GPS." It further stated that the enhanced Loran, or eLoran, system will be a land based, independent system and will mitigate any safety, security, or economic effects of a GPS outage or disruption. The eLoran system will be an enhanced and modernized version of Loran-C, containing all new transmitting stations and an upgraded network. NBF has long been an advocate for Loran continuation as a backup for and complement to GPS and was one of the few groups working to bring this to fruition. NBF received a letter of appreciation from the International Loran Association for our efforts in making this happen.

Wallop/Breaux Reauthorization: The process for reauthorizing the Aquatic Resources Trust Fund (Wallop/Breaux) has begun. NASBLA sponsored a Partners Dinner in which open discussion was held among interested parties;

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many of whom were members of the former American League of Anglers and Boaters (ALAB). Many ideas were discussed but a number of key players objected to any reduction in the allocation to the Sport Fish programs. In fact NASBLA was requesting that some administrative costs come off the top of the fund before percentages are applied to all trust fund programs. This would have resulted in a modest increase in the Boating Safety funds without lowering the percentages applied to other Trust Fund programs. NASBLA is currently meeting with the American Fisheries Wildlife Association to attempt to reach an agreement. When enacted grant funds will be available for pump-out facilities and transient slip construction under the Boating Infrastructure Grant program.

Maintenance Funding for the Atlantic Intracoastal Waterway: NBF has contacted the Chairman of the Atlantic Intracoastal Waterway Association (AIWA), David Roach, to offer assistance in obtaining additional funding for the critical maintenance dredging on the ICW and all our Nations waterways. The President's budget for 2009 only allowed \$2.2M for the U.S. Army Corps of Engineers for dredging requirements along the 1200 mile ICW from Virginia to Florida. The AIWA welcomed NBF support and indicated he would like to work with NBF on future funding for the Corps Civil Works Program. In the meantime NBF will make contact with the appropriate committees in the House and Senate to try and obtain something closer to the \$30M that is actually needed. The chief obstacle to increased funding is the OMB which uses only the amount of commercial tonnage shipped on the ICW as the criteria for funding approval.

NBF Annual Meeting Hyannis Yacht Club, 12 April 2008: The annual meeting of the NBF was held in Hyannis MA with good attendance, very good reports and the election of new officers. Philip Arms of the International Order of the Blue Gavel is our new president. There are two new members of the Executive Committee; Bob Williams will continue on the committee representing PBA and I will continue as its Legislative Director. We had reports from the Chief of Boating Safety, USCG, NASBLA, NOAA, the European Boating Assc. and individual member reports. With the member reports we could share experiences and solutions to problems that were useful to most in attendance. When the minutes are complete I will make them available. Our next meeting is in Tri Cities Washington on 11 October 2008.



Publicity Director's Report

June Donofrio • june.donofrio@verizon.net

Deadline for the next

Chartroom Chatter is May 25, 2008

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.

If you will be away & your Chatter Newsletter will not forward, please let me know, I can change your address or delete the copy.

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Dear CBYCA Member Clubs and Delegates:

As Qualifications Officer I, John Zalusky, presented the Application for Membership for Norfolk Yacht and Country Club and the Drum Point Yacht Club to the CBYCA Board of Governors on April 19, 2008 for membership consideration of their application.

I as Qualifications Officer have filed copies of their applications with the Secretary and reported that these Applications for Membership are complete and that they comply with CBYCA Constitution and By-Laws. I hereby recommend them for membership in the CBYCA.

After due consideration, the Board of Governors voted to accept the my recommendation as Qualifications Officer and to issue this notice to all the Member Clubs in accordance with Article V, Section 4, Paragraph a. of the CBYCA Constitution and By-Laws. It is anticipated that the Norfolk Yacht and Country Club and the Drum Point Yacht Club applications will be voted upon for membership at our August 16, 2008 Delegates meeting.

Written comments from Member Clubs regarding the applicant clubs should be directed to Qualifications Officer John Zalusky within twenty (20) days at the following address: 13018 Barreda Blvd., Lusby, MD 20657 or Faxed to 410 326 3037 or emailed to jjalusky@earthlink.net

John Zalusky, Qualifications Officer, CBYCA



Please note the newly appointed Parliamentarian for the CBYCA for the year 2008 will be P/C Earl Waesche.



2008 CBYCA Meeting Schedule Mark Your Calendars !

May 31	Sat	1000 hrs	Board	Maryland YC
August 16	Sat	1000 hrs	Board	Baltimore YC
	Sat	1300 hrs	Delegate	Baltimore YC
September 20	Sat	1000 hrs	Board	Susquehanna YC
October 18	Sat	1000 hrs	Board	Solomons Island YC
November 15	Sat	1000 hrs	Board	Bush River YC
	Sat	1300 hrs	Delegate	Bush River YC
December 14	Sun	0900 hrs	Board	Cbyca Ball
			Christmas Party	



**Chesapeake Bay
Yacht Clubs
Association**

c/o P.D. June Donofrio
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