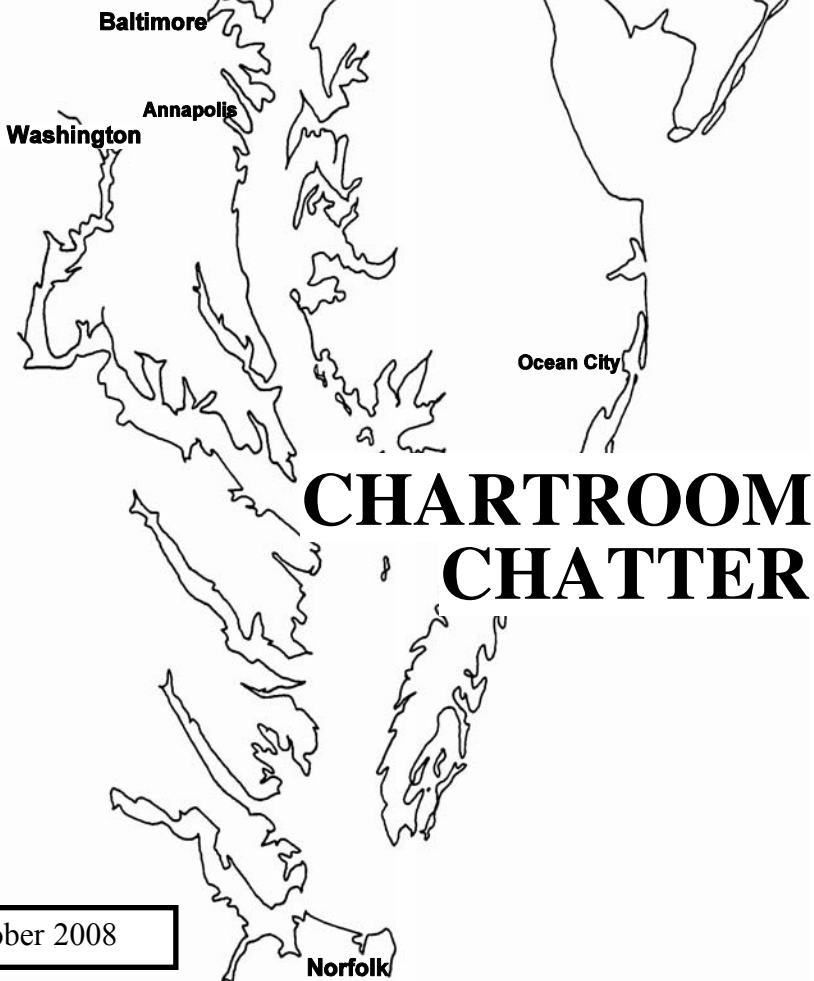


Chesapeake Bay Yacht Clubs Association



CHARTROOM CHATTER

October 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!



WOW! What a great BOG meeting at Susquehanna YC: The Club is beautiful and the hospitality was terrific. Thanks to the Commodore and our Secretary (Gene Schenck) for the guided tour of the area and the history of the Club. THANKS AGAIN IT WAS WONDERFUL!

We will travel to Solomons Island Yacht Club on October 18th for the next BOG meeting. We look forward to meeting at our Qualifications Officer's (John Zalusky) Club. Any member Club is encouraged to join us at any BOG meeting.

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



Vice Commodore's Report

Kevin Noon VC@CBYCA.ORG



I would like to thank Secretary Gene Schenk for arranging our September meeting at the Susquehanna Yacht Club. An unexpected business issue kept me from enjoying SYC's hospitality, but I was informed by those who attend is was Great.

The Ball Season is upon us and Deb and I are starting the season off right!! We will be attending our Club's Frostbite Cruise, enjoying Sue Haven's Ball and getting our daughter Kathleen; to and from her Home Coming Dance; ALL IN THE SAME NIGHT!! I am not sure how we will accomplish this but I figure we will have fun trying.

The Commodore's Ball will be held at the December 13th at the Best Western Hotel and Conference Center.

5625 O'Donnell Street

Baltimore, MD 21224

410-633-9500

Toll Free 800-633-9511

So mark the date on your calendar and let's make it one to remember. I have a block of rooms for Friday and Saturday night for \$99. Our Event Coordinator is Kelly Tools at extension 7206; but call the front desk for room reservations and just mention the CBYCA Ball.

The next Board Meeting will be held at The Solomons Island Yacht Club October

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18th. Solomons is beautiful this time of year and the Crew of the "Afternoon" will be getting a hotel the night before and look forward to a marvelous time. Remember; as always; Board Meetings are always open to any member Club.



Legislative Director's Report

Robert Williams •LD@CBYCA.ORG



With the state of the economy and the finances of the federal government being drained, we all need to be alert to the government pulling out of grants and aid to various programs that assist the bay and its shorelines. The White House Office of Management has already asked for the elimination of \$23 million aimed at the Bay cleanup, to aid in the reduction of agricultural run off., The recent disaster declaration of the blue crab fishery made fisherman available for funding. All of these areas affect the economic and ecological health of the Bay. We need to be vigilant on the funding coming through. The 2009 fiscal year begins Oct 1 and if your yacht club or other boating organizations or local government is expecting grants or financial aid from the government you need to be overseeing the paper trail.



Rear Commodore's Report

Pam Butler •RC@CBYCA.ORG



We have collected all outstanding debts for the 2008 Roster Book and one left over from the 2007 Roster Book. The projected income for this year's book was \$18,000 and the actual income was \$18,260. Our projected expenses were \$9,350 and we spent \$9,496.05, resulting in \$113.95 over the expense budget. However, our profit is \$8,763.95. This was a great year and the best we have had for a while. Much appreciation go out to all the clubs, individual members and the boating community for the tremendous response to my request for advertising support.

We will begin sending out the 2009 ad invoices around November 1. If you supported CBYCA with an ad in 2008, please give us your support again. For those who missed the opportunity, please consider helping us out for 2009. The money that comes from our Roster Book is used to support the work that we do with respect to proposed State and Federal legislation affecting recreational boating.

Again, my sincere thanks to all of you for making this a wonderful year.

Get started early on your updated roster info for the upcoming 2009 CBYCA Roster book. Go to the website & fill out your info. If you need any assistance, please contact Qualifications Officer John Zalusky
jzalusky@earthlink.net

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Maryland Legislative Report

Kay Brawley • DSLMD@CBYCA.ORG



Valuable groundwork has been laid to ensure a sustainable natural resource future for Marylanders through the Workgroups formed at DNR's "Future Search" Summer Retreat.

Six themes were created by DNR Leadership with input from the "Future Search" workshop participants including CBYCA:

- **Resilient Ecosystems & Healthy Bays:** What we do on land affects the health and vitality of our waters. The DNR commits to keep and restore ecologically important land and water areas that provide natural services such as clean air and water, harbor our rich natural heritage and biodiversity; and are the foundation for our social and economic well-being and prosperity.
- **Efficient Use of Energy & Resources:** In nature, the waste from one process serves as the raw materials for another process, resulting in a cyclic flow of resources that create the conditions that are conducive to life. An efficient economy and society replicates this natural approach.
- **Citizen Stewardship & Opportunities:** All Marylanders have the inalienable right to get outside and enjoy nature and have the responsibility to take care of its resources. Therefore, DNR must foster an environmental ethic among our citizens by providing them opportunities to appreciate and to take part in conserving, restoring and managing our natural resources.
- **Vibrant Communities & Neighborhoods:** The DNR will foster policies that support existing communities and provide residents with healthy, safe, vibrant neighborhoods that provide the opportunity to enjoy the outdoors.
- **Long-Term Economic Prosperity:** Sustaining prosperity into the future requires recognizing the real value of our resources as an ecosystem, instead of counting only short-term costs and gains. DNR will encourage economic decisions and initiatives that will build long-term prosperity by adding to, not detracting from, the environment. We need to move to a system which transforms the external costs of business as internal costs which reflect the depletion costs of our natural resources.
- **Professional Commitment:** We all come to DNR as individuals and then unite together as professionals to advance DNR's commitment to our shared vision. Further, DNR recognizes our workforce as a valuable resource and commits to supporting and reinvesting in our human capital.

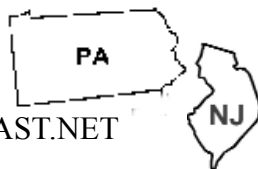
Under these Themes, CBYCA will continue work with other stakeholders and partners to develop specific goals and strategies to establish a shared path towards our sustainable future.

Get started early on your new 2009 CBYCA Roster book advertising.

Included in this issue is a blank ad form for your club's ad or a business ad. If you need assistance please contact Rear Commodore
Elect Kay Brawley, kbrawley@mindspring.com



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



New Jersey

Milford Council OKs Boat Fees Resolution: Greenwood Lake Commission has finally gained the support of the Township Council to charge boat fees. Now it will push state legislators for the authority to implement those charges. Commission members have already secured resolutions in support of the fees from the two New York towns that border the 7-mile waterway, the Village of Greenwood Lake and Warwick. With the backing of all three municipalities, the state Assembly would be more inclined to pass the legislation needed to charge the fees. The Senate has already adopted the bill. (To see the bill, A-2649, go to www.njleg.state.nj.us/.)

Pennsylvania

Governor Edward G. Rendell has followed through on an agreement reached in 2005 to protect one of the world's largest bodies of fresh water -- the Great Lakes and St. Lawrence River basin. He signed House Bill 1705, which will ensure this invaluable resource is protected for the millions of people who rely on its resources for energy, recreation, agriculture and industry.

Vote postponed on plan to regulate Delaware River flows. Amid intense public pressure for a postponement, the Delaware River Basin Commission has put off its vote on a controversial plan to regulate Delaware River flows - specifically how much water New York City will be allowed to store in its three Catskill reservoirs. A commission spokesman said the matter might be considered at the December meeting of the five-member panel, comprised of representatives of New Jersey, Pennsylvania, New York, Delaware and the U.S. Army Corps of Engineers.

The Pennsylvania Advisory Board Canceled their meeting on Sept 24th. The following are the proposed rulemaking that will be presented at the meeting:

- Amendment to Section 111.17 (Clearfield County).
Curwensville Lake is a U.S. Army Corps of Engineers, Baltimore District (USACOE) impoundment of the West Branch of the Susquehanna River in central Clearfield County. The lake comprises 790 acres with 19 shoreline miles and unrestricted horsepower. It is recommended that boats are limited to slow, no wake speeds in the following areas:

Upriver of the cliff at Ferguson
Between the old viaduct pillars.

- Staff propose that 105.3 (9) be amended as follows:
It is unlawful to: Operate a pontoon boat while a person is riding outside the passenger carrying area. The passenger carrying area is defined by continuous railings or enclosed spaces intended for persons to use while the pontoon boat is underway. The prohibition does not apply when the operator of the boat is

docking, mooring, anchoring or rafting the pontoon boat [or when the pontoon boat is underway at slow minimum height swell speed or less.

- Amendment to Section 91.5 (Parental and Boat Owner Responsibility).

The Commission's current regulations do not include a provision making it unlawful for a boat owner knowingly to allow someone to operate a boat without a boating safety education certificate onboard when the individual is required to have one.

(a) It is unlawful for the owner of a boat knowingly to allow or permit a child 17 years of age or younger to operate [a watercraft] the boat in violation of this subpart.

(b) It is unlawful for a parent or guardian of a child 17 years of age or younger knowingly to allow or permit the child to operate [a watercraft] boat in violation of this subpart.

(c) It is unlawful for the owner of a boat knowingly to allow an individual who is required to have a boating safety education certificate to operate the boat without having a boating safety education certificate onboard.

- Addition of Section 111.68 (All Counties).

In the past, all Pennsylvania Game Commission (PGC) lakes were closed to all motorboats, including those with electric motors. In recent years, the PGC has The PFBC's officers, however, would like the ability to utilize PFBC law enforcement procedures to deal with individuals violating motor prohibitions on PGC lakes. Staff propose to add a new 111.68 as follows: The operation of boats powered by internal combustion motors is prohibited on all lakes owned or controlled by the Pennsylvania Game Commission unless posted otherwise.

- Amendment to Section 95.3 (Lights for Boats).

Section 95.3 of the Commission's regulations currently states that rowing or paddle boats, while underway, must display a hand held or permanent all-around white light ready to be displayed in time to prevent a collision. However, the public has had difficulty understanding this requirement.

Rule 25 of the Federal Navigation Rules refers to lights for unpowered boats. Staff propose that §95.3. be amended as follows:

(a) 95.3. Lights for boats.

(b) Boats less than 12 meters (39 feet 4.4 inches) in length while underway.

(c) A sailboat using sail alone, less than 7 meters (22 feet 11.6 inches) in length or any other unpowered boat if impractical to display lights

(d) Rowing or paddle boats while underway. One hand held or permanent all around white light shall be ready to display in time to prevent a collision.

(e) Boat at anchor.

(f) Locations of lights : The all-round white lights shall be 1 meter (3 feet 3.4 inches) higher than the colored lights.

- Amendments to Section 53.8 (Boats) and Section 97.1 (Personal Flotation Devices).

- Boats : Occupants of sculls, shells and racing kayaks are required to carry or wear Coast Guard approved personal flotation devices.

- 97.1. Personal flotation devices.

This section does not apply to racing shells, rowing sculls and racing kayaks, such as manually propelled boats recognized by National racing associations for

use in competitive racing, where the occupants row, scull or paddle with the exception of the coxswain, if one is provided, and which are not designed to carry and do not carry equipment not solely for competitive racing. Safety boats accompanying the boats shall carry a sufficient number of readily accessible Type I, II, III or V PFDs for the occupants of the shells, sculls or kayaks. This exemption does not apply on Commission and State Park owned or controlled boating waters.

- 109.6. Special marine events.

The Commission will not issue a special activities permit for a marine event [in a State Park] unless the applicant first obtains written permission [from the Bureau of State Parks, Department of Conservation and Natural Resources,] for the event from the entity that owns or controls the waters on which the event will occur . [For marine events held on waters under the ownership or control of other Federal or State agencies, the] The Commission will require evidence that the applicant has the permission of the controlling [agency] entity unless that [agency] entity has delegated approval authority to the Commission.

- Amendment to Section 97.3 (Sound Producing Devices).

Under section 97.3 of the Commission's regulations sound producing devices are required on motorboats. This section mirrors the requirements in the Code of Federal Regulations, which include the regulation for unpowered boats.

97.3. Sound producing devices.

Unpowered boat operators are required to have some means of making an efficient oral or mechanical sound signal that can be heard by another boat operator in time to avoid a collision.



Delaware Legislative Report

Cecilia Battaglini • georgepnut@yahoo.com



Delaware House Concurrent Resolution No 68

This resolution urges the Department of Natural Resources and Environmental Control to require all facilities that operate in the Delaware Estuary waters and utilize cooling water intake structures to implement closed-cycle cooling systems, and urging the Department of Natural Resources and Environmental Control to declare that "closed-cycle" cooling systems constitute the best technology available for water intake structures.

Marine Response Training at Rehoboth Bay Marina

This month boat owners and marina operators are invited to attend marine spill response training offered by DDNREC. The training which is free is open to those interested in gaining first hand knowledge of marine spill response and cleanup. DNREC's Emergency Response Branch, Pollution and Prevention and Delaware Clean Marina programs are offering the training and will demonstrate equipment and clean-up techniques and provide information of how to develop a spill response plan.

New Regulation Creates State Fisherman Registry

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The Secretary's office of the DNREC has signed new regulations requiring all prospective Delaware anglers, 16 or older, licensed or not, to obtain a Fisherman Information Network (F.I.N) number on an annual basis before fishing in Delaware Waters. The new regulations go into effect January 1, 2009.



National Boating Federation

Earl Waesche • ewaesche@comcast.net
Legislative Director



Signed Copy of Clean Boating Act of 2008 Received

We received a redlined copy of S.2766, signed by President Bush, President Pro Tempore of the Senate Robert Byrd and Speaker Pelosi. The bill was sent to us by the National Marine Manufacturers Assoc. (NMMA) along with a note thanking NBF, CBYCA, DRYL and all others who contributed to getting the bill passed. NBF worked closely with NMMA who led the effort, which, had it not succeeded, we would all now be applying for EPA permits to operate our boats. The bill was shown to the CBYCA Board at the 20 Sept. meeting.

Wallop/Breaux Reauthorization

Work continues toward the reauthorization of the Aquatic Resources Trust Fund (Wallop/Breaux) which expires 1 Oct 09. Revenues from motor boat fuel taxes and fishing equipment are used to fund Boating Safety, Sports Fish Restoration, Pump out Stations, Boating Infrastructure Grants and other programs. So far, agreement has been reached between the boating and fishing interests to remove the administrative costs from the allocations thus providing an increase in the funding for boating safety. Future meetings have been scheduled to consider all programs and draft the relevant legislation.

NBF Fall Meeting: October 10 - 11

The NBF fall meeting will be in Tri Cities, Washington, hosted by Clover Island Yacht Club. Keynote speaker will be RADM John Currier from Sector Seattle, USCG. We will also hear from the USACE and various state speakers along with NBF Past President Ron Stone representing ICOMIA.



Boater Voter Coalition

Jerry Donofrio • boatervoter@verizon.net



The New Jersey Public Trust Doctrine was put on hold by a new law PL2008 placing a moratorium to prohibit the NJ DEP from requiring a marina facility to provide unlimited public access to the waterfront; by way of a conservation easement or means of a deed restriction or perpendicular access across the entire waterfront. Also it eliminated additional parking, as a condition of any permit for activities relating to the expansion or renovation of an existing marina facility formerly required under the waterfront development statute

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(R.S.12:5-3),”The Wetlands Act of 1970”.

As Chairman of the BoaterVoter Coalition, I have sat on many Focus Groups exploring the merits of the New Jersey Public Trust Doctrine, as it is implemented to meet the Coastal Zone Management Act (1972) as it applies to the public access to the coasts for recreation purposes. The New Jersey DEP has gone to the extreme limits of the act by forcing private clubs and landowner to provide egress to the waters edge. In one case the DEP cause a private yacht club and member of the BVC & CBYCA to provide a 10 foot easement across their property and a picnic table at the waters edge for the public. This was required as part of the permit to expand the club's docks.

Now at least the law, which dates back to Roman civil law around 550 AD has hit a roadblock. The ancient law stated that under common law, the rights of the public were inalienable and could not be transferred from the crown to private ownership. New Jersey extended the law to every aspect of waterfront development in their 48 page handbook, insisting that the public had a right to access private marinas 24 hours a day to get next to tidal waters. Can you imagine the public walking onto your property where you paid dues or fees to use the facility? How safe would you feel sleeping on your boat sitting at the dock or how protected would your boat be on blocks over the winter where anyone would be able to enter the property unobstructed?

This law has plagued waterfront ownership in New Jersey for several years. Mostly, it affected the ocean coast but in a focus group held three years ago at the Palmyra Nature Center on the Delaware River, serious discussion was presented that would have implement the very same rules on the River Coastline too. At least now during the moratorium the law provides for a Public Access and Marina Safety Task Force to study the effects of the Doctrine until December 31, 2010. Unfortunately, the task force includes members from only the ocean side counties. I have filed a request to speak at the meetings.

Please enter your club's roster info into the website.

You can get to our new & improved form by entering the WWW.CBYCA.ORG website and going to the **Communication** area - Look for **Roster Yearbook On Line Entry** and click on the form link.

Once you do that, it will take you to our new form generator, <http://www.cbyca.org/Yearbook.php> where you will use the pull down menu to find your club and click on it. Enter your password, which is equal to your district letter (capital letter) and club number, and click "Login". You now will see the form for your club information. If any information is wrong or not listed then type in the corrections and it will be held in the data base as corrected. If you need some help - email webmaster@cbyca.org



Publicity Director's Report

June Donofrio • june.donofrio@verizon.net

Deadline for the next

Chartroom Chatter is October 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.

Please note the dates for Openings & Commodore Balls, listed in the Roster Book **do not** carry over onto the events page of the website or onto the Goldenrod page in the Chartroom Chatter. You must enter all of your events into the CBYCA Website for it to get posted on the Goldenrod page.

Addition to Pennsylvania report, submitted by Art Friedman

The Pennsylvania Fish and Boat Commission on Oct 7 th & will review the agency's fiscal year 2009-10 budget request to the Governor's Budget Office. Among the items on the agenda, are four property-related matters to improve public fishing access, including a lease in Chester County and three acquisitions in Erie County. The Commission will also finalize regulations further restricting the sale, introduction and transportation of VHS-susceptible species of fish. Viral hemorrhagic septicemia (VHS) is an infectious disease found in a variety of fish species.

Don't forget your 08 ball reservations at the Best Western Hotel & Conference Center --Rooms Friday & Saturday night for Special Rate
Reservations mention CBYCA Ball 800-633-9511

2008 CBYCA Meeting Schedule

Mark Your Calendars !

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
				Best Western Hotel Christmas Party



**Chesapeake Bay
Yacht Clubs
Association**

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

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