



VILLAGE OF WILLIAMS BAY

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OFFICIAL MINUTES

HARBOR COMMISSION

THURSDAY, SEPTEMBER 5, 2019 AT 6:00 PM

VILLAGE HALL COUNCIL ROOM

Call to Order

Meeting was called to order by Chairman Lothian at 6:02pm.

Roll Call

Present: Tom Lothian, Trustee Jen McMannamy, Richard Lamkey, Lisa Trajkovich, and Lowell Wright.

Also Present: Administrator Jim Weiss, Clerk and Treasurer Lori Peternell, Attorney Mary Beth Peranteau, and Village Attorney Holly Jensen.

Meeting Minutes

Lamkey/Trajkovich motion to approve regular meeting minutes of March 12, 2019. Unanimously carried.

Pier 301, Loch Vista Club ramp location complaint

Commissioner Trajkovich recused herself from the discussion and sat in the audience with her Attorney Mary Beth Peranteau. Attorney Peranteau stated that the shoreline boat ramps associated with Loch Vista's pier encroach on the 12.5-foot setback from the riparian lot line required by Ordinance 12.01(8)(c)5. An open records request was made to the Village and indicated that there was not a valid variance granted for the non-conformity. Weiss stated that earlier in the day of the meeting a former Harbor Commissioner presented him with minutes from May 8, 2014 that indicated that a variance was granted to Loch Vista. Weiss stated the documents could not be located in Village files and requested that staff have the opportunity to locate the minutes from May 8, 2014, the granted variance and requested an updated CSM from Loch Vista to determine the current location of the ramp. Wright/McMannamy motion to table action on complaint until documents are located by Village staff. Unanimously carried.

Pier 300A, Giralamo free standing pier status

Joseph and Gloria Giralamo were present to request verification on whether their pier application has been approved so they can put their pier in the water. Extensive discussion was held regarding the pending litigation in circuit court. Attorney Jensen read a statement from Attorney Mark Schroeder stating the following: "A review of the complaint filed against Mr. and Mrs. Giralamo in Walworth County Circuit Court indicated that based upon a review of the Complaint indicates that based upon the causes of action set forth therein, especially the request for a declaratory judgment that the Giralamo pier is an unlawful pier, the circuit court will be in a position to render a final determination as to the ability of Mr. and Mrs. Giralamo to obtain a permit for a pier in Geneva Lake. However, given that such determination has not yet been made by the court, the village believes that the most appropriate course of action for the village to take at this time is to authorize the issuance of the pier permit to Mr. and Mrs. Giralamo similar to what it has done in the past. However, the actual issuance of the permit would be contingent upon a finding by the circuit court that Mr. and Mrs. Giralamo are permitted to locate their pier in Geneva Lake at the location for which the pier received a permit previously.

Motion made by Lamkey to table action on Giralamo pier permit, no second on motion was made.

2019 Waterway Markers

Chairman Lothian explained the inspection process that needs to be done after the applications have been submitted. Discussion was held regarding commissioners scheduling time to complete the inspections so that they can be approved at a future date. Tentative date for next meeting will be October 2, 2019 at 6:00pm.

Adjourn

Lamkey/Wright motion to adjourn at 7:50pm. Unanimously carried.

/s/ Lori Peterzell, Village Clerk and Treasurer

These are not official minutes until approved by the Building, Zoning, and Ordinance Committee